

## FORTY-SEVENTH DAY.

(Wednesday, March 14, 1917.)

The House met at 9:30 o'clock a. m.,  
pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called, and the following  
members were present:

Bagby.	Low
Baker.	of Washington.
Beard of Harris.	McComb.
Beard of Milam.	McDowra.
Beasley.	McFarland.
Beason.	McMillin.
Bedell.	Martin.
Bertram.	Meador.
Blackburn.	Mendell.
Blackmon.	Metcalfe.
Blalock.	Miller of Austin.
Bland.	Miller of Dallas.
Bledsoe.	Monday.
Boner.	Moore.
Brown.	Morris.
Bryan.	Murrell.
Bryant.	Neeley.
Burton of Rusk.	Neill.
Butler.	Nichols.
Cadenhead.	Nordhaus.
Canales.	O'Banion.
Carlock.	O'Brien.
Clark.	Osborne.
Cope.	Parks.
Cox.	Peddy.
Davis of Dallas.	Peyton.
Davis of Grimes.	Pillow.
Davis	Poage.
of Van Zandt.	Pope.
De Bogory.	Raiden.
Denton.	Reeves.
Dodd.	Richards.
Dudley.	Robertson.
Dunnam.	Roemer.
Estes.	Rogers.
Fairchild.	Russell.
Fisher.	Sackett.
Fitzpatrick.	Sallas.
Florer.	Sentell.
Fly.	Schlesinger.
Greenwood.	Schlosshan.
Haidusek.	Scholl.
Hardey.	Seawright.
Harris.	Sholars.
Hartman.	Smith of Bastrop.
Hawkins.	Smith of Hopkins.
Hill.	Smith of Scurry.
Holland.	Spencer of Nolan.
Hudspeth.	Spencer of Wise.
Johnson.	Spradley.
Jones.	Stewart.
Laas.	Swope.
Lacey.	Taylor.
Laney.	Templeton.
Lange.	Terrell.
Lanier.	Thomas.
Lee.	Thomason
Lindemann.	of El Paso.

Thomason	Wahrmund.
of Nacogdoches.	Walker.
Thompson	White.
of Hunt.	Williams
Thompson	of Brazoria.
of Red River.	Williams
Tillotson.	of McLennan.
Tilson.	Williford.
Tinner.	Wilson.
Trayler.	Woods.
Tschoepe.	Woodul.
Valentine.	Yantis.
Veatch.	

Absent.

Burton of Tarrant.

Absent—Excused.

Bell.	McCoy.
Cates.	Strayhorn.
Crudgington.	Upchurch.
Lowe	
of McMullen.	

A quorum was announced present.

Prayer was offered by Rev. J. C.  
Mitchell, Chaplain, as follows:

Our heavenly Father, forgive us of all  
our sins, that we may be children of light  
and not of darkness, that we may be first  
pure, then peaceable, gentle, easily en-  
treated, that our pathway may grow  
sweeter and brighter until the perfect  
day; and Thine shall be the praise,  
through Christ Jesus our Lord. Amen.

## LEAVES OF ABSENCE GRANTED.

The following members were granted  
leaves of absence on account of import-  
ant business:

Mr. Swope, for yesterday and today,  
on motion of Mr. Richards.

Mr. Schlosshan, for yesterday, on mo-  
tion of Mr. Bedell.

Mr. Upchurch, for yesterday and to-  
day, on motion of Mr. Rogers.

## HOUSE BILL ON FIRST READING.

The following House bill, introduced  
today, was laid before the House, read  
first time, and referred to the appropri-  
ate committee, as follows:

By Mr. Harris:

H. B. No. 844, A bill to be entitled  
"An Act to reorganize the Thirty-eighth  
and Sixty-third Judicial Districts of the  
State of Texas; and prescribe the time,  
and fix the terms of holding the courts  
in each of said judicial districts; and  
to conform all writs and process from  
such courts to such changes, and to make  
all process issued or served before this  
act takes effect, including recognizances

and bonds returnable to the terms of the courts in the several districts as herein fixed; to validate process and to validate the summoning of grand and petit jurors and juries; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Judicial Districts.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Pope, it was ordered that Senate bill No. 479 be not printed.

On motion of Mr. Davis of Grimes, it was ordered that Senate bill No. 200 be not printed.

On motion of Mr. Beard of Milam, it was ordered that Senate bill No. 470 be not printed.

On motion of Mr. Harris, it was ordered that House bills Nos. 843 and 844 be not printed.

#### RELATING TO FINAL ADJOURNMENT.

Mr. McFarland offered the following resolution:

H. C. R. No. 23, To fix the date of sine die adjournment of the Legislature.

Be it resolved by the House of Representatives, the Senate concurring, that the Regular Session of the Thirty-fifth Legislature shall stand adjourned sine die at 12 o'clock noon, Wednesday, March 21, 1917.

The resolution was read second time.

Mr. Cope offered the following amendment to the resolution:

Amend to read Saturday, March 24.

Yeas and nays were demanded, and the amendment was adopted by the following vote:

Yeas—62.

Baker.	Fitzpatrick.
Beard of Milam.	Holland.
Beasley.	Johnson.
Bertram.	Laas.
Blackmon.	Lacey.
Blalock.	Lange.
Boner.	McFarland.
Bryan.	McMillin.
Bryant.	Meador.
Burton of Rusk.	Murrell.
Butler.	Neeley.
Cope.	Nichols.
Davis of Grimes.	O'Brien.
Davis	Osborne.
of Van Zandt.	Peddy.
De Bogory.	Peyton.
Denton.	Pillow.
Dodd.	Poage.
Estes.	Pope.
Fairchild.	Raiden.
Fisher.	Reeves.

Rogers.	Thompson
Russell.	of Hunt.
Sackett.	Thompson
Sentell.	of Red River.
Schlesinger.	Tilson.
Schlosshan.	Trayler.
Smith of Hopkins.	Tschoepe.
Spencer of Wise.	Veatch.
Swope.	Williams
Terrell.	of Brazoria.
Thomas.	Woodul.
Thomason	Yantis.
of Nacogdoches.	

Nays—61.

Bagby.	Miller of Austin.
Beard of Harris.	Miller of Dallas.
Beason.	Monday.
Bedell.	Moore.
Blackburn.	Morris.
Bland.	Neill.
Brown.	Nordhaus.
Cadenhead.	O'Banion.
Carlock.	Parks.
Cox.	Richards.
Davis of Dallas.	Robertson.
Dudley.	Sallas.
Dunnam.	Scholl.
Florer.	Seawright.
Fly.	Sholars.
Greenwood.	Smith of Bastrop.
Haidusek.	Smith of Scurry.
Hardey.	Spradley.
Harris.	Stewart.
Hartman.	Taylor.
Hawkins.	Templeton.
Hudspeth.	Thomason
Laney.	of El Paso.
Lanier.	Tillotson.
Lee.	Valentine.
Lindemann.	Walker.
Low	White.
of Washington.	Williams
McComb.	of McLennan.
McDowra.	Williford.
Martin.	Wilson.
Mendell.	Woods.

Present—Not Voting.

Bledsoe.

Absent.

Burton of Tarrant.	Metcalfe.
Canales.	Roemer.
Clark.	Spencer of Nolan.
Hill.	Tinner.
Jones.	

Absent—Excused.

Bell.	McCoy.
Cates.	Strayhorn.
Crudgington.	Upchurch.
Lowe	Wahrmund.
of McMullen.	

(Mr. Mendell in the chair.)

Mr. Johnson moved that the resolution be laid on the table subject to call.

Yeas and nays were demanded, and the motion prevailed by the following vote:

## Yeas—84.

Baker.	Osborne.
Beard of Milam.	Peddy.
Beason.	Peyton.
Bedell.	Poage.
Bertram.	Pope.
Blackburn.	Raiden.
Blackmon.	Reeves.
Blalock.	Richards.
Boner.	Roemer.
Bryan.	Rogers.
Bryant.	Russell.
Burton of Rusk.	Sackett.
Butler.	Sentell.
Cadenhead.	Schlesinger.
Cope.	Schlosshan.
Cox.	Seawright.
Davis of Dallas.	Smith of Bastrop.
Davis of Grimes.	Smith of Hopkins.
Davis	Spencer of Nolan.
of Van Zandt.	Spencer of Wise.
De Bogory.	Stewart.
Dodd.	Templeton.
Estes.	Terrell.
Florer.	Thomas.
Hawkins.	Thomason
Hudspeth.	of Nacogdoches.
Johnson.	Thompson
Laas.	of Hunt.
Lacey.	Thompson
Laney.	of Red River.
Lanier.	Tillotson.
McComb.	Tilson.
McDowra.	Tinner.
McFarland.	Trayler.
McMillin.	Veatch.
Meador.	White.
Mendell.	Williams
Metcalfe.	of Brazoria.
Morris.	Williams
Murrell.	of McLennan.
Neeley.	Williford.
Neill.	Wilson.
Nichols.	Woods.
O'Banion.	Yantis.
O'Brien.	

## Nays—45.

Bagby.	Haidusek.
Beard of Harris.	Hardey.
Beasley.	Harris.
Bland.	Hartman.
Brown.	Hill.
Carlock.	Holland.
Denton.	Jones.
Dudley.	Lange.
Dunnam.	Lee.
Fairchild.	Lindemann.
Fisher.	Low
Fitzpatrick.	of Washington.
Fly.	Martin.
Greenwood.	Miller of Austin.

Monday.	Swope.
Moore.	Taylor.
Nordhaus.	Thomason
Parks.	of El Paso.
Pillow.	Tschoepe.
Robertson.	Valentine.
Sallas.	Wahrmund.
Scholl.	Walker.
Sholars.	Woodul.
Spradley.	

Present—Not Voting.

Bledsoe.	Smith of Scurry.
Miller of Dallas.	

Absent.

Burton of Tarrant.	Clark.
Canales.	

Absent—Excused.

Bell.	McCoy.
Cates.	Strayhorn.
Crudgington.	Upchurch.
Lowe	
of McMullen.	

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 14, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate adopts the Free Conference Committee report on H. B. No. 48.

The Senate requests the House to return H. B. No. 48 to the Senate for further consideration.

Respectfully,  
JOHN D. McCALL,  
Secretary of the Senate.

## BILLS ORDERED NOT PRINTED.

On motion of Mr. Miller of Dallas, it was ordered that Senate bill No. 186 be not printed.

On motion of Mr. Bledsoe, it was ordered that Senate bill No. 473 be not printed.

## HOUSE BILL NO. 111 WITH SENATE AMENDMENTS.

Mr. Williams of McLennan called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 111, A bill to be entitled "An Act to regulate, control and license pool halls and billiard halls in the State of Texas and to provide for bond of the keepers of such halls before license will be issued, and making it a misdemeanor to operate such halls without complying

with the terms hereof, and providing punishment for running or operating such halls without first obtaining a license; to repeal Chapter 74 of the General Laws of Texas of the Thirty-third Legislature passed in 1913."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Williams of McLennan moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

Mr. Cope moved that the House concur in the Senate amendments.

Mr. Williams of McLennan moved to table the motion to concur.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

## Yeas—71.

Bagby.	Morris.
Beard of Harris.	Nordhaus.
Blackburn.	O'Brien.
Brown.	Osborne.
Bryan.	Parks.
Canales.	Pillow.
Carlock.	Poage.
Cox.	Pope.
Dudley.	Robertson.
Dunnam.	Sackett.
Estes.	Sallas.
Fairchild.	Schlesinger.
Fisher.	Scholl.
Fitzpatrick.	Sholars.
Florer.	Smith of Hopkins.
Fly.	Smith of Scurry.
Greenwood.	Spencer of Nolan.
Haidusek.	Spradley.
Harris.	Swope.
Hartman.	Taylor.
Hawkins.	Thomason
Hill.	of El Paso.
Holland.	Thomason
Hudspeth.	of Nacogdoches.
Jones.	Thompson
Laas.	of Red River.
Laney.	Tillotson.
Lange.	Tschoepe.
Lanier.	Valentine.
Lindemann.	Wahrmund.
Low	Walker.
of Washington.	White.
McFarland.	Williams
Martin.	of Brazoria.
Mendell.	Williams
Metcalfe.	of McLennan.
Miller of Austin.	Woods.
Miller of Dallas.	Woodul.
Monday.	

## Nays—46.

Baker.	Beard of Milam.
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Beason.	Peddy.
Bedell.	Raiden.
Bertram.	Reeves.
Blackmon.	Richards.
Blalock.	Rogers.
Bledsoe.	Russell.
Boner.	Sentell.
Burton of Rusk.	Schlosshan.
Butler.	Seawright.
Cadenhead.	Smith of Bastrop.
Cope.	Spencer of Wise.
Davis of Dallas.	Stewart.
Davis	Templeton.
of Van Zandt.	Terrell.
Dodd.	Thomas.
Johnson.	Thompson
Lacey.	of Hunt.
Lee.	Tilson.
McDowry.	Tinner.
McMillin.	Veatch.
Meador.	Williford.
Murrell.	Wilson.
Neill.	Yantis.

## Present—Not Voting.

McComb.	Trayler.
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## Absent.

Beasley.	Hardey.
Bland.	Moore.
Bryant.	Neeley.
Burton of Tarrant.	Nichols.
Clark.	O'Banion.
Davis of Grimes.	Peyton.
De Bogory.	Roemer.
Denton.	

## Absent—Excused.

Bell.	McCoy.
Cates.	Strayhorn.
Crudgington.	Upchurch.
Lowe	
of McMullen.	

Mr. Williams of McLennan moved the previous question on the motion to non-concur, and the main question was ordered.

Question then recurring on the motion to non-concur in the Senate amendments and to request the appointment of a conference committee, it prevailed.

CONFERENCE COMMITTEE REPORT  
ON HOUSE BILL NO. 502.

The Speaker laid before the House, as postponed business, for consideration at this time, the report of the conference committee on House bill No. 502, the report having been laid before the House and read on Monday, March 12.

Question recurring on the report, it was adopted.

Mr. Lange moved to reconsider the vote



by which the report was adopted, and to table the motion to reconsider.

The motion to table prevailed.

# SENATE BILL NO. 13 ON PASSAGE TO A THIRD READING.

The Speaker laid before the House, as postponed business, on its passage to a third reading,

S. B. No. 13, A bill to be entitled "An Act providing for the payment by the State of Texas of a monthly pension to indigent, widowed mothers for the partial support of their children in their own homes."

Question—Shall the bill be passed to a third reading?

Yeas and nays were demanded, and the bill was passed to a third reading by the following vote:

## Yeas—68.

Baker.	Nordhaus.
Beard of Harris.	O'Banion.
Beasley.	Osborne.
Beason.	Parks.
Bedell.	Peddy.
Bertram.	Pillow.
Blackmon.	Pope.
Bledsoe.	Reeves.
Boner.	Richards.
Bryant.	Rogers.
Burton of Rusk.	Russell.
Butler.	Sackett.
Cope.	Sentell.
Cox.	Sholars.
Davis of Dallas.	Smith of Bastrop.
Davis	Smith of Hopkins.
of Van Zandt.	Smith of Scurry.
De Bogory.	Spencer of Wise.
Denton.	Stewart.
Dodd.	Swope.
Fairchild.	Terrell.
Fisher.	Thomas.
Fitzpatrick.	Thomason
Florer.	of Nacogdoches.
Hardey.	Thompson
Hill.	of Red River.
Holland.	Tilson.
Hudspeth.	Trayler.
Johnson.	Valentine.
Jones.	Wahrmund.
Laney.	Walker.
Meador.	White.
Metcalfe.	Williford.
Miller of Dallas.	Woods.
Moore.	Yantis.
Neill.	

## Nays—55.

Beard of Milam.	Cadenhead.
Blackburn.	Canales.
Blalock.	Carlock.
Brown.	Clark.
Bryan.	Dudley.

Dunnam.	O'Brien.
Estes.	Peyton.
Fly.	Poage.
Haidusek.	Raiden.
Harris.	Roemer.
Hartman.	Sallas.
Hawkins.	Schlesinger.
Laas.	Scholl.
Lacey.	Seawright.
Lanier.	Spencer of Nolan.
Lee.	Spradley.
Lindemann.	Taylor.
Low	Thomason
of Washington.	of El Paso.
McComb.	Thompson
McDowra.	of Hunt.
McFarland.	Tillotson.
McMillin.	Tinner.
Martin.	Tschoepe.
Mendell.	Veatch.
Miller of Austin.	Williams
Monday.	of McLennan.
Morris.	Wilson.
Murrell.	Woodul.
Nichols.	

## Absent.

Bagby.	Neeley.
Bland.	Robertson.
Burton of Tarrant.	Schlosshan.
Davis of Grimes.	Templeton.
Greenwood.	Williams
Lange.	of Brazoria.

## Absent—Excused.

Bell.	McCoy.
Cates.	Strayhorn.
Crudgington.	Upchurch.
Lowe	
of McMullen.	

## Reason for Vote.

I vote "nay" on this bill, because I believe all negroes and Mexicans would be entitled to pensions under the operation of this bill, and would bankrupt the State, and for the further reason it is Socialism gone to seed.

## RAIDEN.

Mr. Miller of Dallas, moved to reconsider the vote by which the bill was passed to a third reading, and to table the motion to reconsider.

The motion to table prevailed.

(Speaker in the chair.)

## BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

S. B. No. 363, "An Act to prescribe the time for holding the terms of the district court in the various counties comprising

the Thirty-eighth Judicial District of the State of Texas, and to repeal all laws in conflict herewith, and declaring an emergency."

S. B. No. 250, "An Act to amend Section 50a, Chapter 100, Acts of the Regular Session of the Thirty-second Legislature, relating to the authority of commissioners courts to create county line school districts; so as to authorize boards of county school trustees to create such districts and prescribing the manner whereby such districts may be created, and declaring an emergency."

S. B. No. 359, "An Act to provide for the holding of an election to determine whether hogs, sheep or goats may run at large in the counties of Henderson and Anderson, of this State, during only those months of each year designated in the petition; providing that elections may be held therein, and declaring an emergency."

S. B. No. 452, "An Act to create a more efficient road system for Henderson county, Texas."

S. B. No. 447, "An Act creating a special road law for Colorado county, Texas."

S. C. R. No. 26, "Authorizing the Enrolling Clerk of the House to make corrections in House bill No. 502."

#### RECESS.

On motion of Mr. Dudley, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

#### AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

#### SENATE BILL NO. 14 ON PASSAGE TO A THIRD READING.

The Speaker laid before the House, as postponed business, on its passage to a third reading,

S. B. No. 14, A bill to be entitled "An Act to exempt from taxation all public securities issued after this act takes effect,"

The bill having been read second time on Saturday, March 10, and Mr. Thomas at that time having offered an amendment striking out the enacting clause of the bill.

(Mr. Mendell in the chair.)

Question recurring on the amendment, it was adopted.

Mr. Thomas moved to reconsider the vote by which the amendment was adopted and to table the motion to reconsider.

The motion to table prevailed.

#### SENATE BILL NO. 166 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 166, A bill to be entitled "An Act to authorize the city council, board of commissioners or city manager of any city in this State to levy and collect a tax not to exceed five cents on each one hundred dollars assessed valuation of the city for one year for the purchase and improvement of lands for city parks, and providing the manner of acquiring lands for park purposes, and providing for the management and control of said city parks, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 167 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 167, A bill to be entitled "An Act to provide whole family protection for members of fraternal benefit societies, and declaring an emergency."

The bill was read third time.

Mr. Blalock offered the following (committee) amendments to the bill:

Amend Senate bill No. 167 in Section 2 by inserting after the word "force" in line 5 of said section the words, "or have in force at time of issue of said certificates."

Amend Senate bill No. 167 in Section 2 by striking out the words "such certificate" in line 7 and inserting in lieu thereof the words "like certificates."

The (committee) amendments were adopted.

(Speaker in the chair.)

Mr. Moore moved that further consideration of the bill be postponed until next Wednesday, March 21.

The motion prevailed.

#### SENATE BILL NO. 183 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 183, A bill to be entitled "An Act authorizing the incorporation by those engaged in agricultural pursuits of farmers' co-operative societies; defining the character of their business, purpose and locality of such corporations, and declaring an emergency."

The bill was read third time.

Mr. Terrell offered the following amendment to the bill:

Amend Senate bill No. 183, page 2, by adding at the close of Section 2, line 16, the following: "Provided, that no public funds appropriated to any department of State government, or to any State institution, shall be used in organizing any societies or corporations mentioned in this act."

The amendment was adopted.

Senate bill No. 183 was then passed.

Mr. Cope moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

#### SENATE BILL NO. 223 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 223, A bill to be entitled "An Act granting the power to purchase, lease, or acquire by condemnation, for certain public purposes, to county school trustees of common school districts, having less than 150 scholastics, trustees of independent school districts having 150 or more scholastics, and to cemetery associations, incorporated or unincorporated, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 224 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 224, A bill to be entitled "An Act to amend Title 86, Chapter 4, of the Revised Civil Statutes of 1911, by adding after Article 5644 a new article to be entitled 5644a, providing for a lien for newspaper workers in the editorial or reportorial department of any newspaper, publication or periodical, whether it be daily or otherwise, also any solicitor, clerk or other employe in the advertising business office of any newspaper, publication or periodical, whether it be daily or otherwise, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 231 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 231, A bill to be entitled "An Act authorizing the State Normal School Board of Regents to purchase the properties of the East Texas Normal College located at Commerce, in Hunt county, Texas, in so far as the appropriation made provides for the purpose and to receive the balance of the value thereof as a donation in the event the board should find the facts stated in the preamble to this bill substantially true, and providing that if the board should not find the properties equal to the value stated in the preamble they may decline to purchase the property until further directed by the Legislature; providing for an examination of the title of the property by the Attorney General, the execution of deeds and bills of sale to the Governor of the State for use and benefit of the State; creating a normal school to be one of the normal schools of the State, to consist of the original equipment, properties and buildings of the present existing East Texas Normal College located at Commerce, as aforesaid; providing that said normal college shall be conducted as other State normals, under the management and control of said board; declaring that all laws of the State applicable to State normals shall be applicable to said East Texas Normal College; providing that the appropriation shall not be paid over in the consummation of the purchase to the properties here referred to prior to the 31st of August, A. D. 1917, authorizing the said board after the purchase of the property to permit the school to continue under its present management as a private institution until the Thirty-sixth Legislature makes an appropriation for its support and maintenance; appropriating the sum of \$80,000 for the purchase of said property, and declaring an emergency."

The bill was read third time.

(Mr. Tillotson in the chair.)

Mr. Spradley moved the previous question on the passage of the bill, and the main question was ordered.

Question recurring on the passage of the bill, yeas and nays were demanded.

The bill was passed by the following vote:

Yeas—79.

Bagby.	Boner.
Beard of Harris.	Brown.
Reason.	Bryant.
Blackburn.	Burton of Tarrant.
Blackmon.	Canales.

Carlock.	Nordhaus.
Cates.	Osborne.
Clark.	Parks.
Davis of Grimes.	Peddy.
Davis	Pillow.
of Van Zandt.	Raiden.
De Bogory.	Reeves.
Denton.	Richards.
Fairchild.	Rogers.
Fisher.	Sackett.
Florer.	Schlesinger.
Haidusek.	Scholl.
Hardey.	Sholars.
Harris.	Smith of Bastrop.
Hartman.	Smith of Hopkins.
Holland.	Smith of Scurry.
Johnson.	Spencer of Wise.
Laas.	Spradley.
Laney.	Swope.
Lange.	Thomas.
Lee.	Thomason
Lindemann.	of Nacogdoches.
Low	Thompson
of Washington.	of Hunt.
McComb.	Thompson
McDowra.	of Red River.
McFarland.	Tilson.
McMillin.	Tschoepe.
Martin.	Valentine.
Meador.	Walker.
Mendell.	White.
Metcalfe.	Williams
Miller of Austin.	of Brazoria.
Miller of Dallas.	Williams
Monday.	of McLennan.
Morris.	Williford.
Neeley.	Wilson.
Nichols.	Woodul.

Nays—41.

Baker.	O'Banion.
Beard of Milam.	O'Brien.
Beasley.	Peyton.
Bedell.	Robertson.
Bertram.	Russell.
Blalock.	Sallas.
Burton of Rusk.	Sentell.
Cadenhead.	Schlosshan.
Cope.	Seawright.
Davis of Dallas.	Stewart.
Dodd.	Taylor.
Dudley.	Templeton.
Dunnam.	Terrell.
Estes.	Thomason
Fly.	of El Paso.
Hawkins.	Tillotson.
Hudspeth.	Tinner.
Lacey.	Trayler.
Moore.	Veatch.
Murrell.	Woods.
Neill.	Yantis.

Absent.

Bland.	Greenwood.
Cox.	Hill.
Fitzpatrick.	Jones.

Lanier.	Spencer of Nolan.
Poage.	Wahrmund.
Roemer.	

Absent—Excused.

Bell.	Lowe
Bledsoe.	of McMullen.
Bryan.	Pope.
Crudgington.	Strayhorn.
	Upchurch.

Paired.

Mr. Butler, (present), who would vote "nay," with Mr. McCoy (absent), who would vote "yea."

Mr. Spradley moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

## SENATE BILL NO. 334 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 334, A bill to be entitled "An Act to make an emergency appropriation for the purpose of purchasing and installing a storage tank and other facilities to store and convey oil from the Southwest Texas State Normal, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—95.

Mr. Speaker.	Fitzpatrick.
Bagby.	Florer.
Baker.	Haidusek.
Beard of Milam.	Hardey.
Beasley.	Harris.
Blackburn.	Hartman.
Blackmon.	Hawkins.
Blalock.	Hudspeth.
Boner.	Johnson.
Brown.	Lacey.
Burton of Rusk.	Laney.
Burton of Tarrant.	Lange.
Butler.	Lanier.
Canales.	Lee.
Cates.	Lindemann.
Clark.	Low
Cope.	of Washington.
Davis of Dallas.	McComb.
Davis of Grimes.	McDowra.
Dodd.	Martin.
Dudley.	Meador.
Dunnam.	Mendell.
Estes.	Metcalfe.
Fairchild.	Miller of Austin.
Fisher.	Monday.

Neeley.	Spencer of Wise.
Nichols.	Stewart.
Nordhaus.	Swope.
O'Banion.	Taylor.
O'Brien.	Templeton.
Osborne.	Terrell.
Parks.	Thomas.
Peddy.	Thompson
Peyton.	of Hunt.
Pillow.	Thompson
Reeves.	of Red River.
Richards.	Tillotson.
Robertson.	Tilson.
Roemer.	Tschoepe.
Rogers.	Valentine.
Russell.	Veatch.
Sackett.	Walker.
Sentell.	White.
Schlesinger.	Williams
Schlosshan.	of Brazoria.
Scholl.	Williford.
Seawright.	Wilson.
Sholars.	Woods.
Smith of Hopkins.	Yantis.
Smith of Scurry.	

Nays—6.

Cadenhead.	Sallas.
Murrell.	Tinner.
Neill.	Trayler.

Present—Not Voting.

Bertram.

Absent.

Beard of Harris.	McFarland.
Beason.	Moore.
Bedell.	Morris.
Bland.	Poage.
Bryant.	Raiden.
Cox.	Smith of Bastrop.
Davis	Spencer of Nolan.
of Van Zandt.	Spradley.
De Bogory.	Thomason
Denton.	of Nacogdoches.
Greenwood.	Wahrmund.
Hill.	Williams
Holland.	of McLennan.
Jones.	Woodul.
Laas.	

Absent—Excused.

Bell.	McCoy.
Bledsoe.	McMillin.
Bryan.	Miller of Dallas.
Carlock.	Pope.
Crudgington.	Strayhorn.
Fly.	Thomason
Lowe	of El Paso.
of McMullen.	Upchurch.

Mr. Scholl moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

# SENATE BILL NO. 343 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 343, A bill to be entitled "An Act to amend Articles 7282, 7283, 7284, 7285, 7286, 7287 and 7289, of Chapter 7, Title 124, of the Revised Civil Statutes of Texas, 1911, providing for the protection of stock raisers in certain localities, and declaring an emergency."

The bill was read third time and was passed.

# SENATE BILL NO. 247 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 247, A bill to be entitled "An Act to amend Chapter 48 of the laws of the Regular Session of the Thirty-first Legislature, 1909, relative to the appointment of assistant district attorneys, prescribing the mode of appointment of district attorneys, in districts containing a city of 30,000 population or more according to the United States census of 1910 and in which there is established no criminal district court, prescribing the qualifications of such assistant district attorney, defining his duties and providing a method for his removal from office, fixing his salary, and declaring an emergency."

The bill was read third time.

Mr. Robertson offered the following amendment to the bill:

Amend Senate bill No. 247, Section 1, by striking out the figures "28,000" and inserting in lieu thereof the figures "39,000."

Amend the caption by striking out the figures "28,000" and inserting in lieu thereof "39,000."

The amendment was adopted.

Question recurring on the passage of the bill, yeas and nays were demanded.

The bill was passed by the following vote:

Yeas—87.

Bagby.	Cadenhead.
Beasley.	Canales.
Bedell.	Cates.
Blackburn.	Clark.
Blackmon.	Cope.
Blalock.	Cox.
Boner.	Davis of Grimes.
Brown.	Denton.
Burton of Rusk.	Dodd.
Butler.	Dudley.



Dunnam.	Rogers.
Estes.	Russell.
Fairchild.	Sackett.
Fisher.	Schlesinger.
Hardey.	Schlosshan.
Harris.	Scholl.
Hartman.	Seawright.
Hawkins.	Sholars.
Holland.	Smith of Hopkins.
Hudspeth.	Smith of Scurry.
Laas.	Spencer of Wise.
Lacey.	Spradley.
Lange.	Swope.
Lanier.	Taylor.
Lee.	Templeton.
McComb.	Thomas.
McFarland.	Thomason
Martin.	of Nacogdoches.
Meador.	Thompson
Mendell.	of Red River.
Metcalfe.	Tillotson.
Miller of Austin.	Tilson.
Monday.	Trayler.
Neeley.	Tschoepe.
Neill.	Valentine.
Nichols.	Veatch.
Nordhaus.	Walker.
O'Banion.	White.
Osborne.	Williams
Parks.	of Brazoria.
Peddy.	Williams
Peyton.	of McLennan.
Pillow.	Williford.
Reeves.	Wilson.
Robertson.	Yantis.
Roemer.	

## Nays—15.

Baker.	Murrell.
Beard of Milam.	O'Brien.
Bertram.	Raiden.
Davis of Dallas.	Sallas.
Haidusek.	Sentell.
Lindemann.	Stewart.
McDowra.	Woods.
Moore.	

## Present—Not Voting.

Johnson.	Tinner.
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## Absent.

Beard of Harris.	Low
Beason.	of Washington.
Bland.	Morris.
Burton of Tarrant.	Poage.
De Bogory.	Richards.
Fitzpatrick.	Smith of Bastrop.
Florer.	Spencer of Nolan.
Greenwood.	Terrell.
Hill.	Thompson
Jones.	of Hunt.
Laney.	Wahrmund.
	Woodul.

## Absent—Excused.

Bell.	Lowe
Bledsoe.	of McMullen.
Bryan.	McCoy.
Bryant.	McMillin.
Carlock.	Miller of Dallas.
Crudgington.	Pope.
Davis	Strayhorn.
of Van Zandt.	Thomason
Fly.	of El Paso.
	Upchurch.

Mr. Dudley moved to reconsider the vote by which the bill was passed and to table the motion to reconsider. The motion to table prevailed.

## SENATE BILL NO. 264 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 264, A bill to be entitled "An Act to authorize and permit W. A. Eastham, Duncan Eastham and Luther Eastham, Jr., as executors of and devisees under the last will of Mrs. Delha Eastham, deceased, to sue the State of Texas and the Prison Commissioners of the State of Texas in the district court of Walker county for damages for the breaches, if any, and failure, if any, to perform the duties and obligations, if any, arising out of the contract made between Mrs. Delha Eastman, then a widow, now deceased, and J. R. Her-ring, then superintendent, and J. C. Haynes, then financial agent of the penitentiaries of the State of Texas."

The bill was read third time and was passed.

Mr. Fairchild moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

## SENATE BILL NO. 390 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 390, A bill to be entitled "An Act to amend an act entitled 'An Act to provide for the establishment and maintenance of a State training school upon the cottage plan for dependent and delinquent girls of Texas, to locate same and provide for its control and management, and to make conditional appropriations, and to provide for private, county and city donations for its establishment, and declaring an emergency,' which act is known as Chapter 144 of the Acts of the Thirty-third Legislature, and making it an offense to per-



suade, coerce or employ any inmate of such institution, or any home selected by the authorities thereof for any girl committed to such institution, to leave such institution or home, and making it an offense to aid, advise, encourage or furnish means for any inmate to escape from said institution or to aid or facilitate such escape, or to hide or conceal any inmate after she has escaped, and providing for punishment therefor."

The bill was read third time and was passed.

Mr. Murrell moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

#### SENATE BILL NO. 464 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 464, A bill to be entitled "An Act to amend Chapter 141 of the General Laws enacted by the Thirty-third Legislature in 1913, approved by the Governor on April 7, 1913, being an act entitled 'An Act to carry into effect the provisions of the amendment to Section 51 of Article 3 of the State of Texas, adopted at an election in said State on the 5th day of November, A. D. 1912, and formally declared to be a part of said Constitution by a proclamation of the Governor of said State, issued heretofore on the 30th day of December, A. D. 1912, etc., and declaring an emergency."

The bill was read third time and was passed.

#### SENATE JOINT RESOLUTION NO. 3 ON SECOND READING.

The Speaker laid before the House, on its second reading,

S. J. R. No. 3, Proposing and submitting to a vote of the people of Texas an amendment to Section 9, Article 7, of the Constitution of the State of Texas, authorizing the levy of a special tax of not exceeding seventy-five cents on the one hundred dollars valuation and a vehicle tax of not exceeding one dollar on the one hundred dollars valuation for the improvement and maintenance of public roads.

The resolution was read second time.

Yeas and nays were demanded, and the House refused to pass the resolution to a third reading by the following vote:

Yeas—56.

Baker.	Miller of Austin.
Beason.	Monday.
Bedell.	Neeley.
Blalock.	Neill.
Boner.	Nordhaus.
Brown.	Osborne.
Butler.	Parks.
Clark.	Peddy.
Davis of Dallas.	Pillow.
Davis of Grimes.	Richards.
Davis	Rogers.
of Van Zandt.	Sackett.
Denton.	Schlesinger.
Dodd.	Scholl.
Dudley.	Smith of Bastrop.
Dunnam.	Smith of Scurry.
Estes.	Spencer of Wise.
Fitzpatrick.	Templeton.
Haidusek.	Thomas.
Hartman.	Thomason
Hudspeth.	of Nacogdoches.
Johnson.	Thompson
Laas.	of Hunt.
Lacey.	Thompson
Laney.	of Red River.
Lange.	Tilson.
Lee.	Tinner.
McFarland.	Trayler.
Meador.	Valentine.
Metcalf.	Yantis.

Nays—56.

Bagby.	O'Banion.
Beard of Harris.	O'Brien.
Beard of Milam.	Peyton.
Beasley.	Raiden.
Bertram.	Reeves.
Blackburn.	Roemer.
Blackmon.	Sallas.
Burton of Rusk.	Sentell.
Cadenhead.	Schlosshan.
Canales.	Seawright.
Cates.	Sholars.
Cope.	Smith of Hopkins.
Fairchild.	Spencer of Nolan.
Fisher.	Spradley.
Greenwood.	Stewart.
Hardey.	Swope.
Harris.	Taylor.
Hawkins.	Tillotson.
Jones.	Tschoepe.
Lanier.	Veatch.
Lindemann.	Walker.
Low	White.
of Washington.	Williams
McComb.	of Brazoria.
McDowra.	Williams
Martin.	of McLennan.
Mendell.	Williford.
Moore.	Wilson.
Murrell.	Woods.
Nichols.	

Absent.

Bland.

Burton of Tarrant.

Cox.	Poage.
De Bogory.	Robertson.
Florer.	Russell.
Hill.	Terrell.
Holland.	Wahrmund.
Morris.	Woodul.

## Absent—Excused.

Bell.	McCoy.
Bledsoe.	McMillin.
Bryan.	Miller of Dallas.
Bryant.	Pope.
Carlock.	Strayhorn.
Crudgington.	Thomason
Fly.	of El Paso.
Lowe	Upchurch.
of McMullen.	

Mr. Mendell moved to reconsider the vote by which the House refused to pass the resolution to a third reading, and asked to have the motion to reconsider spread upon the Journal.

RETURNING HOUSE BILL NO. 48  
TO THE SENATE.

Mr. Metcalfe moved that the request of the Senate for the return of House bill No. 48 be granted.

Yeas and nays were demanded, and the motion prevailed by the following vote:

## Yeas—58.

Baker.	Metcalfe.
Beasley.	Monday.
Beason.	Nichols.
Blackburn.	O'Brien.
Blackmon.	Osborne.
Boner.	Parks.
Burton of Rusk.	Peyton.
Canales.	Pillow.
Cates.	Robertson.
Cope.	Roemer.
Davis of Grimes.	Russell.
De Bogory.	Sackett.
Denton.	Smith of Bastrop.
Dudley.	Smith of Hopkins.
Estes.	Smith of Scurry.
Fisher.	Spencer of Nolan.
Fitzpatrick.	Swope.
Greenwood.	Taylor.
Haidusek.	Templeton.
Hardey.	Thomas.
Harris.	Thomason
Johnson.	of Nacogdoches.
Jones.	Tillotson.
Laas.	Tilson.
Laney.	Tschoepe.
Lange.	Valentine.
Lanier.	Williams
McComb.	of McLennan.
McFarland.	Woods.
Mendell.	Yantis.

## Nays—55.

Bagby.	Morris.
Beard of Harris.	Murrell.
Beard of Milam.	Neeley.
Bedell.	Neill.
Bertram.	Nordhaus.
Blalock.	O'Banion.
Brown.	Peddy.
Butler.	Raiden.
Cadenhead.	Reeves.
Clark.	Richards.
Davis of Dallas.	Rogers.
Davis	Sallas.
of Van Zandt.	Sentell.
Dodd.	Schlesinger.
Dunnam.	Scholl.
Fairchild.	Seawright.
Hartman.	Sholars.
Hawkins.	Spencer of Wise.
Holland.	Stewart.
Hudspeth.	Terrell.
Lacey.	Thompson
Lee.	of Hunt.
Lindemann.	Tinner.
Low	Veatch.
of Washington.	Walker.
McDowra.	White.
Martin.	Williams
Meador.	of Brazoria.
Miller of Austin.	Williford.
Moore.	

## Present—Not Voting.

Schlosshan.

## Absent.

Bland.	Thompson
Burton of Tarrant.	of Red River.
Cox.	Trayler.
Florer.	Wahrmund.
Hill.	Wilson.
Poage.	Woodul.
Spradley.	

## Absent—Excused.

Bell.	McCoy.
Bledsoe.	McMillin.
Bryan.	Miller of Dallas.
Bryant.	Pope.
Carlock.	Strayhorn.
Crudgington.	Thomason
Fly.	of El Paso.
Lowe	Upchurch.
of McMullen.	

## Verification of Vote.

Mr. Rogers called for a verification of the vote.

The Clerk was directed to call the roll of those recorded as voting "yea."

The roll of "yeas" was called and found correct as first announced.

The Clerk was then directed to call the roll of those recorded as voting "nay."

The roll of "nays" was called and found correct as first announced.

The verified vote stood, as first announced, yeas 58, nays 55.

Mr. Metcalfe moved to reconsider the vote by which the request was granted and to table the motion to reconsider.

The motion to table prevailed.

#### SENATE JOINT RESOLUTION NO. 8 ON SECOND READING.

The Speaker laid before the House, on its second reading,

S. J. R. No. 8, A joint resolution to amend Section 4 of Article 11 of the Constitution of the State of Texas by providing that towns and cities having a population of less than five thousand inhabitants may assess and collect an annual tax to defray the current expenses of their local government not to exceed one-half of one per cent of the taxable property thereof for any one year.

The resolution was read second time.

Yeas and nays were demanded, and the House refused to pass the resolution to a third reading by the following vote:

#### Yeas—28.

Baker.	Metcalfe.
Blackmon.	Parks.
Blalock.	Peyton.
Boner.	Rogers.
Brown.	Smith of Scurry.
Cope.	Spencer of Wise.
Davis of Dallas.	Spradley.
Denton.	Terrell.
Estes.	Thomas.
Fairchild.	Thompson
Johnson.	of Hunt.
Laney.	White.
Lee.	Woods.
McFarland.	Yantis.
Meador.	

#### Nays—82.

Bagby.	Dudley.
Beard of Harris.	Dunnam.
Beard of Milam.	Fisher.
Beason.	Greenwood.
Bedell.	Haidusek.
Bertram.	Harris.
Blackburn.	Hartman.
Burton of Rusk.	Hawkins.
Cadenhead.	Holland.
Canales.	Hudspeth.
Cates.	Jones.
Davis of Grimes.	Laas.
Davis	Lacey.
of Van Zandt.	Lange.
De Bogory.	Lanier.
Dodd.	Lindemann.

Low	Schlesinger.
of Washington.	Schlosshan.
McComb.	Scholl.
McDowra.	Seawright.
Martin.	Sholars.
Mendell.	Smith of Bastrop.
Miller of Austin.	Smith of Hopkins.
Monday.	Spencer of Nolan.
Moore.	Stewart.
Morris.	Taylor.
Murrell.	Templeton.
Neeley.	Thomason
Neill.	of Nacogdoches.
Nichols.	Thompson
Nordhaus.	of Red River.
O'Brien.	Tillotson.
Osborne.	Tilson.
Peddy.	Tinner.
Pillow.	Trayler.
Raiden.	Tschoepe.
Reeves.	Veatch.
Richards.	Walker.
Robertson.	Williams
Roemer.	of Brazoria.
Russell.	Williams
Sackett.	of McLennan.
Sallas.	Williford.
Sentell.	Wilson.

#### Absent.

Beasley.	Hardey.
Bland.	Hill.
Burton of Tarrant.	O'Banion.
Butler.	Poage.
Clark.	Swope.
Cox.	Valentine.
Fitzpatrick.	Wahrmund.
Florer.	Woodul.

#### Absent—Excused.

Bell.	McCoy.
Bledsoe.	McMillin.
Bryan.	Miller of Dallas.
Bryant.	Pope.
Carlock.	Strayhorn.
Crudgington.	Thomason
Fly.	of El Paso.
Lowe	Upchurch.
of McMullen.	

Mr. O'Brien moved to reconsider the vote by which the House refused to pass the resolution to a third reading and to table the motion to reconsider.

The motion to table prevailed.

#### SENATE BILL NO. 46 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 46, A bill to be entitled "An Act to amend Article 7684 of the Revised Civil Statutes of 1911, by pro-

viding a period of limitation within which action must be brought to foreclose liens upon land securing taxes, providing a period within which such liens shall become barred."

The bill was read second time.

Mr. Woods offered the following (committee) amendments to the bill:

Amend Section 1 of said bill by adding at the end of said section the following:

"Provided, that where the tax collectors have not at the time this act goes into effect already sent out the notices in accordance with the terms of Chapter 147 of the General Laws passed by the Thirty-fourth Legislature at its regular session, the first notices to be sent out under the terms of this act shall show and include the amount of taxes appearing delinquent or past due and unpaid for all years beginning with and including the year 1901, against all such lots and lands according to the delinquent tax records of their respective counties on file in the office of the tax collector, duplicates of which shall also have been filed in the office of the Comptroller of Public Accounts. If such notices have been sent out, then subsequent notices shall include only the taxes appearing delinquent, past due and unpaid for any or all of the five years next preceding the time of sending out such notices."

Amend Senate bill No. 46, Section 2, by adding after the figures "1911" where they first occur therein the following: "or under the provisions of Chapter 147 of the General Laws passed by the Thirty-fourth Legislature at its regular session." And also add after the figures "7707" where they last occur in said Section 2 the following words: "or under the provisions of Chapter 147 of the General Laws passed by the Thirty-fourth Legislature at its regular session."

Amend Senate bill No. 46 by striking out of Section 4 the figures "1907" where they occur and insert in lieu thereof the following figures "1901," and by striking out the figures "1906" where they occur and insert the figures "1900."

Amend Senate bill No. 46 by striking out the figures "1907" where they occur in Section 5 and insert in lieu thereof the figures "1901."

Amendment to Section 3.

Amend Senate bill No. 46, Section 3 (3), by striking out that part of said

section beginning with the first word of said section and down to and including the words: "Together with interest, penalties and costs then due, as provided by law," and insert in lieu thereof the following: "Not later than the first day of May, 1918, in each county of the State, it shall be the duty of the county attorney, or of the district attorney, if there be no county attorney, to file and institute suits as otherwise provided by law for the collection of all taxes appearing delinquent, past due and unpaid at the time of the filing of such suits, for the years or any of the years since and including the year 1901, on lands or lots situated in such county, together with interest, penalties and costs then due, as otherwise provided by law, except in those counties where such suits have already been brought under the provisions of Chapter 147 of the General Laws passed by the Thirty-fourth Legislature at its regular session."

"And not later than January 1st in each year thereafter in each county of the State it shall be the duty of the county attorney or of the district attorney, if there be no county attorney, to file and institute suits, as otherwise provided by law, for the collection of all taxes appearing delinquent, past due and unpaid at the time of filing such suits, for any year or years of the five years next preceding the filing thereof, on all lots and lands situated in such county, together with interest, penalties and costs then due, as otherwise provided by law. Provided, that there shall be no duplication of suits."

Amend Senate bill No. 46 by adding at the close of the first paragraph of Section 3 thereof, the following:

"Such attorney shall also receive as additional compensation five per cent on all collections made through his efforts in the institution and prosecution of such suits."

Amend Senate bill No. 46, Section 3, by providing that the compensation to be paid to the tax collector shall be two per cent on the amount of delinquent taxes collected by him, instead of five per cent, as in the bill. Also adding:

"And such compensation to the tax collector shall cover, embrace and include all compensation to tax collectors because of such delinquency and entering the same on the delinquent tax rolls, and the outgoing tax collector shall receive no compensation because of such

delinquency so remaining delinquent at the close of his term of office."

And amend Section 3 of Senate bill No. 46 by adding to said section at the close thereof, the following:

"Provided, that where the amount of taxes, exclusive of interest and penalties, appearing delinquent, past due and unpaid, shall not exceed ten (\$10) dollars in any case, the county attorney or district attorney, as the case may be, shall not file and institute suit for the recovery thereof, unless he shall be expressly directed to do so by the commissioners court of the county where the lands or lots may be situated, by an order duly made and entered on the minutes of said court. But this provision as to such suits shall be applicable only to delinquencies now appearing upon the tax records and not to those that may appear thereon in future years.

"It shall be the duty of the commissioners court of each county with or without the assistance of the county attorney, district attorney, or tax collector, or either of them, when suit has not been brought, upon the application of any delinquent taxpayer to adjust, compromise or agree upon a settlement of any tax claim due the State, county or of any district thereof (in which district the taxes are collectible by the county tax collector) upon proper showing therefor, in the judgment of said court, and to certify the terms of such adjustment, compromise or settlement to the tax collector, and upon the payment of the amount of taxes, interest, penalties and costs agreed upon, the tax collector shall issue to such tax payer such receipt or redemption receipt as he shall be entitled to receive under the provisions of the law in regard to the issuance of such receipts. And it is also provided that in any suit that may have been brought or may hereafter be brought by the county attorney or district attorney for the collection of delinquent taxes, such district or county attorney may agree upon an adjustment, compromise or settlement with the defendant tax payer, subject to the approval of the district court wherein the suit may be pending, and shall report such agreed adjustment, compromise or settlement to the county tax collector, and upon the payment to such tax collector of the amount so agreed on the tax collector shall issue to such taxpayer the proper receipt or redemption receipt as provided by law. And in all cases of adjustment and agreed settlement here-

by provided for by the commissioners court or the county or district attorney, the Comptroller of Public Accounts upon receipt of certified statement from the tax collector as in the other cases of redemption, shall issue the proper redemption certificate, when found correct. These provisions as to adjustment and compromise settlement of delinquencies shall apply only to delinquencies now appearing on the tax records, but not to future delinquencies, unless otherwise provided by law."

Amend Senate bill No. 46 by adding thereto a new section to be known as Section 3a, and which shall read as follows:

"Section 3a. That the tax collector of any county in the State of Texas, upon the presentation to him of the tax receipts showing payment, or of satisfactory evidence from the tax records of his office or of the Comptroller of Public Accounts of the State, of the payment of all State, county and district taxes assessed against any lands or lots situated in his county, for each year since January 1, 1901, or on the payment to him of such taxes, if any be unpaid, and upon the payment of a fee of fifty cents, be and he is hereby authorized and directed to issue to such person applying therefor a certificate that all liens for taxes assessed against said land or lots have been satisfied or discharged, and said land or lots shall thereafter be deemed and held to be fully discharged from all tax liens prior to the date of such certificate. Said certificate shall be under the official signature and seal of such tax collector of the county wherein the land or lots may be situated, and may be recorded in the records of the county clerk's office, without the necessity for acknowledgment, in the book provided for such purposes and called the tax receipt record. And the original or the record thereof or a certified copy thereof shall be received in all courts of the State as conclusive evidence of the satisfactory discharge of said land or lots from all liens for taxes for any and all of the years prior to the date of such certificate.

"Whenever the tract, parcel or lot of land mentioned herein, is a part of a larger tract assessed as an entirety, or is assessed to unknown owner or is insufficiently described, or the tax rolls for any cause fail to show the amount justly chargeable to that part of the land upon which the payment is desired to be made, the tax collector of the



county wherein it is situated is authorized to ascertain and determine the amount properly chargeable against such tract, parcel or lot of land, or part of such larger tract, and to issue his certificate therefor, when approved by the commissioners court of the county where the land is situated, and such tax collector, upon the payment of the amount so ascertained to be due, shall issue the proper receipt or redemption receipt therefor."

The (committee) amendments were lost.

(Mr. Mendell in the chair.)

Mr. Fairchild moved to reconsider the vote by which the (committee) amendments were lost and to table the motion to reconsider.

The motion to table prevailed.

Mr. Williams of Brazoria offered the following amendments to the bill:

(1)

Amend Senate bill No. 46 by adding thereto a new section numbered 9a, following Section 9 of said bill, as follows: "The sum of seven hundred and fifty million dollars, or so much thereof as may be necessary, is hereby appropriated out of the general revenue of the State to refund and pay back to all persons, firms, corporations and association of persons all money paid by them as taxes from 1885 to 1907, together with interest thereon at 6 per cent from the date of its payment until repaid, and the indebtedness of the State, counties and various taxing districts, for all sums so paid, is hereby recognized, confessed and admitted."

(2)

Amend Senate bill No. 46 by striking out all above the enacting clause and inserting in lieu thereof the following:

"A bill to be entitled 'An Act to reward tax dodgers and secure recruits.'"

Mr. Bagby moved the previous question on the pending amendments and the passage of the bill to a third reading, and the main question was ordered.

(Speaker in the chair.)

Mr. Holland raised a point of order on further consideration of the amendments, on the ground that they are not germane to the purposes of the bill.

The Speaker sustained the point of order.

Question then recurring on the passage of the bill to a third reading, yeas and nays were demanded.

The bill was passed to a third reading by the following vote:

Yeas—71.

Beard of Harris.	McFarland.
Beard of Milam.	Martin.
Bedell.	Mendell.
Blackburn.	Metcalfe.
Blalock.	Monday.
Boner.	Morris.
Brown.	Neeley.
Burton of Rusk.	Nichols.
Burton of Tarrant.	Nordhaus.
Cadenhead.	O'Banion.
Canales.	O'Brien.
Cates.	Peddy.
Davis of Grimes.	Rogers.
Davis	Sallas.
of Van Zandt.	Schlosshan.
Denton.	Sholars.
Dodd.	Smith of Bastrop.
Fairchild.	Smith of Scurry.
Fisher.	Spencer of Nolan.
Greenwood.	Spradley.
Haidusek.	Stewart.
Harris.	Thompson
Hawkins.	of Red River.
Hill.	Tilson.
Holland.	Valentine.
Jones.	Veatch.
Lacey.	Wahrmund.
Lange.	Walker.
Lindemann.	Williams
Low	of McLennan.
of Washington.	Williford.
McComb.	Wilson.
McDowra.	

Nays—48.

Baker.	Richards.
Beason.	Robertson.
Bertram.	Russell.
Blackmon.	Sackett.
Butler.	Schlesinger.
Cope.	Scholl.
Davis of Dallas.	Seawright.
De Bogory.	Smith of Hopkins.
Dunnam.	Swope.
Estes.	Taylor.
Fitzpatrick.	Terrell.
Hardey.	Thomas.
Hartman.	Thomason
Hudspeth.	of Nacogdoches.
Laas.	Thompson
Lanier.	of Hunt.
Lee.	Tillotson.
Meador.	Tinner.
Miller of Austin.	Trayler.
Moore.	Tschoepe.
Murrell.	White.
Neill.	Williams
Peyton.	of Brazoria
Pillow.	Woods.
Raiden.	Yantis.
Reeves.	



## Absent.

Bagby.	Osborne.
Beasley.	Parks.
Bland.	Poage.
Clark.	Roemer.
Cox.	Sentell.
Dudley.	Spencer of Wise.
Florer.	Templeton.
Johnson.	Woodul.
Laney.	

## Absent—Excused.

Bell.	McCoy.
Bledsoe.	McMillin.
Bryan.	Miller of Dallas.
Bryant.	Pope.
Carlock.	Strayhorn.
Crudgington.	Thomason
Fly.	of El Paso.
Lowe	Upchurch.
of McMullen.	

Mr. Fairchild moved to reconsider the vote by which the bill was passed to a third reading and to table the motion to reconsider.

The motion to table prevailed.

## HOUSE BILLS ON FIRST READING.

The following House bills were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Roemer (by request):

H. B. No. 845, A bill to be entitled "An Act creating an independent school district to be known as the Powell Independent School District in Goliad county, and declaring an emergency."

Referred to Committee on Education.

By Mr. Roemer:

H. B. No. 846, A bill to be entitled "An Act creating an independent school district to be known as the Charco Independent School District in Goliad county, etc., and declaring an emergency."

Referred to Committee on Education.

By Mr. Cope:

H. B. No. 847, A bill to be entitled "An Act creating Lodge Independent School District in Hall county, Texas, defining its boundaries and authority; abolishing common school districts Nos. 11, 15 and 25 in Hall county, etc., and declaring an emergency."

Referred to Committee on Education.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 14, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 364, A bill to be entitled "An Act to require the publication in some newspaper of general circulation of all notices now required by law or contract to be given of any act or proceeding, whether public or private, or relating to a judicial, executive or legislative matter, which notice is now authorized by law or contract to be made by posting notice in one or more public places; fixing a time of such publication; and the compensation; repealing all laws and parts of laws in conflict herewith, and declaring an emergency," with amendments.

Respectfully,

G. H. BOYNTON,

Assistant Secretary of the Senate.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 14, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 28, calling for the appointment of a committee of eight members, three from the Senate and five from the House, to arrange for the reception of Hon. W. J. Bryan, who is to address the Legislature next Saturday morning.

The Senate concurs in House amendments to Senate bill No. 268.

The Senate has passed the following:  
S. C. R. No. 1, A resolution providing for a constitutional convention to convene on the second Tuesday in January, 1918.

Respectfully,

G. H. BOYNTON,

Assistant Secretary of the Senate.

## SENATE CONCURRENT RESOLUTION NO. 1 ON FIRST READING.

Senate Concurrent Resolution No. 1 was laid before the House, read first time and referred to Committee on Constitutional Amendments.

## BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

S. B. No. 381, "An Act to amend Article 735, Chapter 4, Title 12, of the Revised Criminal Statutes of 1911 of the State of Texas, relating to standards of feedstuffs, and declaring an emergency."

S. B. No. 471, "An Act to create the Lelia Lake Independent School District of Donley county, Texas, and declaring an emergency."

S. B. No. 357, "An Act to amend Chapter 173 of the Regular Session of the Thirty-third Legislature, approved April 9, 1913, relating to the prospect for and the development of the minerals and other substances, and declaring an emergency."

S. B. No. 166, "An Act to authorize the city council, board of commissioners or city manager of any city in this State to levy and collect a tax not to exceed five cents on each one hundred dollars assessed valuation of the city for one year for the purchase and improvement of lands for city parks, and providing the manner of acquiring lands for park purposes, and providing for the management and control of said city parks, and declaring an emergency."

## REPORT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 2.

Mr. Tillotson called up from the Speaker's table, for consideration at this time, the following report of the Conference Committee on House bill No. 2:

Committee Room,  
Austin, Texas, March 12, 1917.

Hon. W. P. Hobby, President of the Senate, and Hon. F. O. Fuller, Speaker of the House of Representatives..

Sirs: We, your Free Conference Committee appointed to adjust the differences between the Senate and House on House bill No. 2, beg leave to report an agreement, embodied in the following recommendations:

1. We recommend that Section 2 of House bill No. 2 be amended to read as follows:

"Sec. 2. The Governor shall, within sixty days after this act becomes effective,

by and with the advice and consent of the Senate, appoint three citizens of the State as a Board of Highway Commissioners, hereinafter referred to as the State Highway Commission or the Commission. The term of office of the members of the Commission shall be for a period of two years, except that the members of the Commission first appointed shall serve until February 15, 1919, or until their successors shall have been appointed and have qualified. All vacancies in the membership of the Commission shall be filled in the same manner as is prescribed for the original appointment."

2. That Section 3 read as follows:

"Sec. 3. The Governor, in making the appointment of Highway Commissioners, shall designate one as chairman of the Commission. The duties of the members of the Commission shall be such as the administration of the provisions of this act require; attendance upon all regular meetings of the Commission as provided in this act, and such special meetings as the rules that may be adopted by the Commission for its guidance may provide, or that may be called by the chairman of the Commission. The Commission shall formulate plans and policies for the location, construction and maintenance, in co-operation with the counties of the State, or under the direct supervision and control of the State Highway Department, of a comprehensive system of State highways and public roads, and shall perform such other duties as may be conferred upon them by law. The members of the Commission shall be allowed actual and necessary expenses incurred while in the performance of the duties of their said offices, and shall each receive a per diem of ten (\$10) dollars for each day actually devoted to the work of the department, the aggregate of such per diem in no case to exceed the sum of one thousand (\$1000) dollars for each member in any one calendar year; such expense and per diem to be paid from the funds provided for by this act. Two members of the Commission shall constitute a quorum necessary to the transaction of business. Regular meetings of the Commission shall be held once each month at the State Capitol. Biennially a report of the work of the Commission shall be submitted to the Governor and to the Legislature, together with the recommendation of the Commission and the recommendations of the State Highway

Engineer. Provided, that a quarterly statement shall be prepared and filed in the records of the department and a copy transmitted to the Governor, which shall contain an itemized statement of all moneys received and from what source, together with an itemized statement of all moneys paid out and for what purpose, and provided further, that these reports shall be treated as public documents and open to public inspection."

3. That Section 4 read as follows:

"Sec. 4. Each member of the State Highway Commission shall file his oath of office with the Secretary of State and execute a bond payable to the State of Texas, to be approved by the Governor, conditioned upon the faithful discharge of duty in office, in the sum of five thousand (\$5000) dollars each, the premium for which bonds shall be paid out of the funds in this act provided for."

4. That Section 5 read as follows:

"Sec. 5. As soon as practicable after their qualifications for office, the State Highway Commission shall elect a State Highway Engineer, who shall be a competent civil engineer and graduate of some first class school of civil engineering, experienced and skilled in highway construction and maintenance, and who shall receive an adequate salary in the discretion of the Commission, and shall be allowed actual traveling and other expenses while absent from the State Capitol in the performance of duty under the direction of the Commission; and who shall hold his position until removed by the Commission. Before entering upon his duties, the State Highway Engineer shall execute a bond payable to the State of Texas in such sum as in the judgment of the Commission may be necessary, conditioned upon the faithful performance of his duties, such bond to be approved by the Commission and filed with the Secretary of State. The Highway Engineer shall act with the Highway Commission in an advisory capacity, without vote, and he shall submit reports to the Commission quarterly, annually, and biennially, setting forth in detail the progress of public road construction, and a statement detailing the expenditures therefor, under the direction of the Department as provided in this act."

5. That the word "Department" be substituted for the word "Commission" in the first line of Section 7 of the bill.

6. That Section 10 be amended by inserting after the word "connection" in the next to the last line of the said sec-

tion, and before the word "the" the following: "and the Commission shall be empowered to deduct the expense thereof from the allotment of funds to such county or counties to accrue from registration fees of motor vehicles and motorcycles as hereinafter provided for in Section 23 of this act."

7. That Section 11 read as follows:

"Sec. 11. The State Highway Engineer shall prepare under the direction and with the approval of the Commission, a comprehensive plan providing a system of State highways, and it shall be the duty of the Commission to advance the construction of such State highways in co-operation with the counties of the State, or under the direction, supervision and control of the State Highway Department, as the necessary funds for construction may be available. A copy of such plans of State highways shall be furnished by the Department to each county commissioners court in the State, to be displayed in the office in which the road records of the county are kept."

8. That Section 12 reads as follows:

"Sec. 12. Whenever the commissioners court of any county shall desire, and is prepared to construct one or more miles of public road constituting a part of the system of State highways as designated by the department, such court may make application for an allotment of State aid from the State highway funds, and if such application is accompanied by plans, profiles and estimates prepared in accordance with the requirements of the State Highway Engineer, the Commission shall file such application in the order in which it is received; and when such roads shall be constructed according to specifications and under the supervision of the Highway Engineer, the Commission shall make an allotment of aid from any moneys available in the State highway fund, not to exceed one-fourth of the cost of construction; provided, such State aid may not be expended to aid in constructing more than ten miles of road in any county during any one year. In counties in which the assessed valuation of property, in the judgment of the Commission does not warrant the construction of sections of the system of State highways necessary to provide the State with trunk roads, or to connect market centers of the State as provided in this act, the Commission may, in its discretion, increase such allotment of State aid not to exceed one-half the cost of constructing not more than ten miles of

such part of the system of State highways in each of such counties in one year. All such parts of the system of State highways that may be constructed with State aid, as provided in this section, shall be maintained at the expense of the county in which such part of the highway is located, in accordance with plans approved by the State Highway Department; and failure to maintain such sections of State highway shall forfeit any further State aid until such maintenance work shall have been done."

9. That Section 13 read as follows:

"Sec. 13. The laboratories maintained at the Agricultural and Mechanical College of Texas and at the University of Texas shall be at the disposal and direction of the State Highway Engineer for the purpose of testing and analyzing road and bridge material, and it shall be the duty of those in charge of said laboratories to co-operate with and assist the State Highway Engineer, to the end that the best interests of the State may be advanced in this connection. The Commission shall purchase all necessary supplies and materials required in the administration of this act, and shall have authority to employ all clerical and other assistance necessary to carry out the provisions of this act, and shall pay such labor the reasonable and customary price per day, month or year for the class of work performed."

10. That Section 16 read as follows:

"Sec. 16. In order to provide funds to effectuate the provisions of this act, on and after the first day of July, 1917, and annually thereafter on and after the first day of January, every owner of one or more motorcycles or motor vehicles in this State shall file in the office of the State Highway Department, on a blank provided by the Department, application for registration for each motorcycle or motor vehicle owned or controlled by him. Such application for registration shall state the name of the owner and his address, and such brief description of such motorcycle or motor vehicle to be registered by him as may be prescribed by the State Highway Department. Each application shall be accompanied by the requisite fee for semi-annual or annual registration as provided for in this act, which registration fee shall be for each motorcycle three (\$3.00) dollars, and for each motor vehicle, other than motor vehicles intended for commercial uses, and carrying or intending to carry a total gross load of more than one thousand (1000)

pounds per wheel; the registration fee shall be thirty-five cents per horsepower as determined by the standard gauging power employed by the Association of Licensed Automobile Manufacturers; but no such motor vehicle shall be registered for a less sum than seven dollars and fifty cents (\$7.50). The term 'motorcycle' shall include only those motor vehicles with or without pedals and saddles and with the driver sitting astride. The term 'motor vehicle' shall include all vehicles propelled by mechanical power. For each commercial vehicle the annual license fee shall be based upon the carrying capacity per wheel as follows:

Weight in Pounds per Wheel.		Fee.
1,001 to	2,000.....	\$ 20.00
2,001 to	4,000.....	40.00
4,001 to	6,000.....	60.00
6,001 to	8,000.....	150.00
8,001 to	10,000.....	300.00

"For loads greater than 10,000 pounds per wheel, license fees shall be charged for each vehicle at the additional rate of five hundred (\$500) dollars for each one thousand (1000) pounds increase in weight, or a fraction thereof; provided, however, that no load greater than eight hundred (800) pounds per inch width of tire per wheel shall in any case be permitted; and provided further, that no vehicle of a total gross weight of more than fourteen tons shall be licensed by the Highway Commission.

"The State Highway Department shall formulate rules for the determination of weights governing license fees established herein for commercial vehicles; these rules and the rates fixed by this section for commercial vehicles may be changed by the State Highway Department; provided, that applications for license of commercial vehicles under the provisions of this section shall state whether for operation in one or more counties, naming them, and if more than one the Department shall distribute one-half the license fee from such vehicle among the counties in which such vehicle is operated, on a mileage basis. A commercial vehicle within the terms of this act shall be one carrying passengers or freight for hire. Such motor vehicles as run upon rails or tracks shall not be subject to the provisions of this act."

11. That Section 23 read as follows:

"Sec. 23. All funds coming into the hands of the Highway Commission,



derived from the registration fees heretofore provided for, or from other sources, as collected, shall be deposited with the State Treasurer to the credit of a special fund designated as 'The State Highway Fund,' and shall be paid only on warrants issued by the State Comptroller's office upon vouchers drawn by the chairman of the Commission and approved by one other member of the Commission, such vouchers to be accompanied by itemized sworn statements of the expenditures, except when such vouchers are for the regular salaries of the employes of the Commission. The said State Highway Fund shall be expended by the State Highway Commission for the furtherance of public road construction and the establishment of a system of State highways, as contemplated and set forth in this act; provided, that semi-annually on the first days of September and March, respectively, beginning with September 1, 1917, one-half of the gross collections of registration fees from all motor vehicles and motorcycles received from the several counties of the State by the State Highway Department, as provided in this act, shall be remitted to the county treasurer in the counties from which such collections were respectively made; and provided further, that such allotment of registration fees to the counties shall constitute a special fund to be expended by or under the direction of the commissioners courts of the respective counties in maintenance of the public roads of such counties, in accordance with plans approved by the State Highway Department."

12. That Section 25 be amended by adding at the end of the section the following: "Provided, that nothing in this act shall in anywise authorize or empower any county or incorporated city or town in this State to levy and collect any occupation tax or license fees on motorcycles, automobiles or motor trucks or motor vehicles."

Amend the caption to read as follows:

A bill to be entitled "An Act to establish a State Highway Department, creating a State Highway Commission, and the office of State Highway Engineer; prescribing the duties of the members of the Commission and of the Engineer, and fixing the compensation of each and the qualifications of such engineer; providing for the employment of such clerical and other assistance as may be necessary in the operation of the Department; prescribing reciprocal duties for the Com-

mission and for the county commissioners courts of the State; directing the Commission to plan and adopt a comprehensive system of State highways, and to promote the construction thereof by co-operation with the counties, or independently by the Commission; authorizing a policy of State aid to counties in road construction intended to promote greater uniformity in the construction of highways; directing co-operation of the Department with the Federal government in the utilization of any funds appropriated by Congress in aid of road construction in this State; authorizing the working of State prisoners on State highways under conditions that may be agreed upon by the Highway Commission and the Prison Commission and approved by the Governor; authorizing the use by the Department of the laboratories of the University of Texas and of the Agricultural and Mechanical College of Texas for analyses of road materials; providing a State registration for all motor vehicles and motorcycles, the issuance of a license in evidence thereof, fixing the fees and charges therefor, and providing that such fees and charges shall constitute a part of the fund for the support of the State Highway Department, and for the distribution to the counties of a part of the moneys received from such registration fees; providing for the furnishing of identification numbers to motor vehicles and motorcycles, and for furnishing distinguishing seals for the year for which issued to such motor vehicles and motorcycles; prescribing penalties for the violation of the provisions of this act; making an appropriation to inaugurate the work of the Department as provided in this act; and declaring an emergency."

Respectfully submitted,

DEAN,  
LATTIMORE,  
STRICKLAND,  
CLARK,

On the part of the Senate.

TILLOTSON,  
CARLOCK,  
BRYAN,  
FLY,  
BLAND,

On the part of the House.

Question—Shall the report be adopted?

(Mr. Pope in the chair.)

Mr. Blalock moved that further consideration of the report be postponed until next Friday, March 16.

Mr. Carlock moved the previous question on the motion to postpone and the report, and the main question was ordered.

Question first recurring on motion to postpone, yeas and nays were demanded. The motion was lost by the following vote:

Yeas—30.

Bertram.	Parks.
Blalock.	Peddy.
Brown.	Peyton.
Burton of Rusk.	Raiden.
Davis of Dallas.	Robertson.
Davis	Rogers.
of Van Zandt.	Russell.
Denton.	Sentell.
Dodd.	Seawright.
Dunnam.	Spencer of Wise.
Lee.	Thomas.
Meador.	Traylor.
Miller of Dallas.	Williford.
Murrell.	Woods.
O'Banion.	Yantis.
Osborne.	

Nays—84.

Baker.	Laas.
Beard of Milam.	Lange.
Beasley.	Lanier.
Beason.	Lindemann.
Blackburn.	Low
Blackmon.	of Washington.
Monday.	McComb.
Morris.	McDowra.
Neeley.	McFarland.
Nichols.	McMillin.
Nordhaus.	Mendell.
O'Brien.	Metcalfe.
Bledsoe.	Miller of Austin.
Boner.	Pillow.
Bryan.	Pope.
Butler.	Reeves.
Cadenhead.	Richards.
Canales.	Roemer.
Carlock.	Sackett.
Cates.	Sallas.
Clark.	Schlesinger.
Cope.	Schlosshan.
Davis of Grimes.	Scholl.
De Bogory.	Smith of Bastrop.
Dudley.	Smith of Hopkins.
Fairchild.	Spencer of Nolan.
Fisher.	Stewart.
Fitzpatrick.	Swope.
Fly.	Taylor.
Greenwood.	Templeton.
Haidusek.	Terrell.
Hardey.	Thomason
Harris.	of El Paso.
Hartman.	Thomason
Hawkins.	of Nacogdoches.
Hill.	Thompson
Holland.	of Hunt.
Hudspeth.	Thompson
Jones.	of Red River.

Tillotson.	Williams
Tilson.	of Brazoria.
Tinner.	Williams
Tschoepe.	of McLennan.
Valentine.	Wilson.
Veatch.	Woodul.
White.	

Present—Not Voting.

Bedell.	Johnson.
	Absent.
Bagby.	Martin.
Beard of Harris.	Moore.
Bland.	Neill.
Bryant.	Poage.
Burton of Tarrant.	Sholars.
Cox.	Smith of Scurry.
Estes.	Spradley.
Florer.	Wahrmund.
Lacey.	Walker.
Laney.	

Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	

Question next recurring on the adoption of the report, yeas and nays were demanded.

The report was adopted by the following vote:

Yeas—96.

Mr. Speaker.	Haidusek.
Bagby.	Hardey.
Baker.	Harris.
Beard of Milam.	Hartman.
Beasley.	Hawkins.
Beason.	Hill.
Bedell.	Holland.
Blackburn.	Hudspeth.
Blackmon.	Johnson.
Bledsoe.	Jones.
Boner.	Laas.
Bryan.	Lange.
Bryant.	Lanier.
Butler.	Lee.
Cadenhead.	Lindemann.
Canales.	Low
Carlock.	of Washington.
Cates.	McDowra.
Clark.	McFarland.
Cope.	McMillin.
Davis of Dallas.	Mendell.
Davis of Grimes.	Metcalfe.
De Bogory.	Miller of Austin.
Dodd.	Monday.
Dudley.	Morris.
Dunnam.	Neeley.
Fairchild.	Nichols.
Fisher.	Nordhaus.
Fitzpatrick.	O'Brien.
Fly.	Osborne.
Greenwood.	Pillow.



Pope.	Thomason
Reeves.	of Nacogdoches.
Richards.	Thompson
Robertson.	of Hunt.
Roemer.	Thompson
Sackett.	of Red River.
Schlesinger.	Tillotson.
Schlosshan.	Tinner.
Scholl.	Trayler.
Sholars.	Tschoepe.
Smith of Bastrop.	Valentine.
Smith of Hopkins.	Veatch.
Smith of Scurry.	White.
Spencer of Nolan.	Williams
Swope.	of Brazoria.
Taylor.	Williams
Templeton.	of McLennan.
Terrell.	Wilson.
Thomas.	Woodul.
Thomason	Yantis.
of El Paso.	

Nays—23.

Bertram.	Peddy.
Blalock.	Peyton.
Brown.	Raiden.
Davis	Rogers.
of Van Zandt.	Russell.
Denton.	Sallas.
Lacey.	Sentell.
Meador.	Seawright.
Miller of Dallas.	Spencer of Wise.
Murrell.	Stewart.
O'Banion.	Tilson.
Parks.	Williford.

Present—Not Voting.

Burton of Rusk.	Woods.
McComb.	

Absent.

Beard of Harris.	Martin.
Bland.	Moore.
Burton of Tarrant.	Neill.
Cox.	Poage.
Estes.	Spradley.
Florer.	Wahrmund.
Laney.	Walker.

Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	

Mr. Tillotson moved to reconsider the vote by which the report was adopted, and to table the motion to reconsider.

The motion to table prevailed.

#### MOTION TO RECONSIDER VOTE ON SENATE BILL NO. 167.

Mr. Miller of Dallas moved to reconsider the vote by which further consideration of Senate bill No. 167 was, on

today, postponed until next Wednesday, and asked to have the motion to reconsider spread upon the Journal.

Mr. Miller of Dallas gave notice that he would, on tomorrow, call up for consideration, the motion to reconsider the vote by which the House postponed further consideration of Senate bill No. 167.

#### RECESS.

Mr. Lee moved that the House recess to 8 o'clock p. m. today.

Mr. Woods moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

Question first recurring on the motion to adjourn, yeas and nays were demanded.

The motion to adjourn was lost by the following vote:

Yeas—28.

Bertram.	Osborne.
Blackmon.	Peddy.
Brown.	Reeves.
Butler.	Robertson.
Davis of Grimes.	Rogers.
Dudley.	Russell.
Fitzpatrick.	Sentell.
Greenwood.	Smith of Bastrop.
Haidusek.	Smith of Hopkins.
Harris.	Spencer of Nolan.
Hawkins.	Spencer of Wise.
Hill.	Tilson.
Lacey.	Trayler.
Lindemann.	Tschoepe.
McComb.	White.
McDowra.	Williford.
Meador.	Woods.
Metcalfe.	Woodul.
Moore.	Yantis.

Nays—75.

Bagby.	Denton.
Baker.	Dodd.
Beard of Harris.	Dunnam.
Beard of Milam.	Fairchild.
Beasley.	Fisher.
Beason.	Fly.
Bedell.	Hardey.
Blackburn.	Hartman.
Blalock.	Holland.
Bledsoe.	Hudspeth.
Boner.	Jones.
Bryan.	Laas.
Burton of Rusk.	Lange.
Cadenhead.	Lanier.
Canales.	Lee.
Carlock.	Low
Cates.	of Washington.
Clark.	McFarland.
Cope.	McMillin.
Davis of Dallas.	Mendell.
De Bogory.	Miller of Dallas.

Monday.	Smith of Scurry.
Murrell.	Stewart.
Neeley.	Swope.
Nichols.	Taylor.
Nordhaus.	Templeton.
O'Banion.	Terrell.
O'Brien.	Thomason
Parks.	of Nacogdoches.
Peyton.	Thompson
Pillow.	of Hunt.
Pope.	Thompson
Richards.	of Red River.
Roemer.	Tillotson.
Sackett.	Valentine.
Sallas.	Veatch.
Schlesinger.	Williams
Schlosshan.	of Brazoria.
Scholl.	Williams
Seawright.	of McLennan.
Sholars.	Wilson.

## Absent.

Bland.	Morris.
Bryant.	Neill.
Burton of Tarrant.	Poage.
Cox.	Raiden.
Davis	Spradley.
of Van Zandt.	Thomas.
Estes.	Thomason
Florer.	of El Paso.
Johnson.	Tinner.
Laney.	Wahrmund.
Martin.	Walker.
Miller of Austin.	

## Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	

The motion to recess prevailed, and the House, accordingly, at 6:15 o'clock p. m., took recess to 8 o'clock p. m. today.

## NIGHT SESSION.

The House met at 8 o'clock p. m. and was called to order by Mr. Pope, who was in the chair when the House recessed.

## BILL ORDERED NOT PRINTED.

On motion of Mr. Cope, it was ordered that House bill No. 847 be not printed.

## SENATE BILL NO. 316 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 316, A bill to be entitled

"An Act to amend Title 22, Chapter 4, Article 883, Revised Statutes of 1911 of the State of Texas, and declaring an emergency."

The bill was read second time, and was passed to a third reading.

Mr. Dodd moved to reconsider the vote by which the bill was passed to a third reading, and to table the motion to reconsider.

The motion to table prevailed.

## SENATE BILL NO. 479 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 479, A bill to be entitled "An Act to create a more efficient road law for Duval county, Texas; fixing the compensation of the commissioners of Duval county when acting as ex-officio road commissioners, and declaring an emergency."

The bill was read second time.

Mr. Sentell moved a call of the House for the purpose of securing and maintaining a quorum pending consideration of the bill, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Question recurring on the passage of the bill to a third reading, yeas and nays were demanded.

The roll was called on the passage of the bill to a third reading and developed the fact that there was not a quorum present, and it was so announced.

(Speaker in the chair.)

While the House was standing at ease awaiting the development of a quorum, the following members came in: Messrs. Bagby, Martin, Brown, Moore, Morris and O'Brien.

The roll call on the passage of the bill to a third reading was then completed.

The bill was passed to a third reading by the following vote:

Yeas—74.

Mr. Speaker.	Bedell.
Bagby.	Bertram.
Beard of Harris.	Boner.
Beard of Milam.	Brown.
Beason.	Burton of Rusk.

Butler.	Nordhaus.
Cadenhead.	O'Brien.
Canales.	Parks.
Cates.	Peddy.
Clark.	Pope.
Davis of Dallas.	Reeves.
Davis of Grimes.	Rogers.
Denton.	Russell.
Dodd.	Sackett.
Dudley.	Schlesinger.
Dunnam.	Schlosshan.
Fairchild.	Scholl.
Fisher.	Seawright.
Hardey.	Sholars.
Hartman.	Smith of Bastrop.
Hawkins.	Smith of Hopkins.
Holland.	Smith of Scurry.
Hudspeth.	Swope.
Jones.	Terrell.
Laas.	Thomason
Lee.	of Nacogdoches.
McComb.	Thompson
McDowra.	of Hunt.
McFarland.	Thompson
Martin.	of Red River.
Meador.	Tillotson.
Mendell.	Tilson.
Miller of Dallas.	Valentine.
Monday.	Veatch.
Moore.	White.
Morris.	Williams
Murrell.	of Brazoria.
Neill.	Williford.
Nichols.	Yantis.

## Nays—14.

Beasley.	Roemer.
Blalock.	Sentell.
Cope.	Stewart.
Lanier.	Williams
McMillin.	of McLennan.
O'Banion.	Wilson.
Osborne.	Woods.
Peyton.	

## Present—Not Voting.

Blackburn.	Metcalfe.
Bryan.	Taylor.
Davis	Templeton.
of Van Zandt.	Thomason
Fly.	of El Paso.
Harris.	

## Absent.

Baker.	Lacey.
Blackmon.	Laney.
Bland.	Lange.
Burton of Tarrant.	Lindemann.
Cox.	Low
De Bogory.	of Washington.
Estes.	Miller of Austin.
Fitzpatrick.	Neeley.
Florer.	Pillow.
Greenwood.	Poage.
Haidusek.	Raiden.
Hill.	Richards.
Johnson.	Robertson.

Sallas.	Trayler.
Spencer of Nolan.	Tschoepe.
Spencer of Wise.	Wahrmund.
Spradley.	Walker.
Thomas.	Woodul.
Tinner.	

## Absent—Excused.

Bell.	Lowe
Bledsoe.	of McMullen.
Bryant.	McCoy.
Carlock.	Strayhorn.
Crudgington.	Upchurch.

(Mr. Mendell in the chair.)

## COMMITTEE TO RECEIVE HON. W. J. BRYAN.

The Speaker laid before the House, for consideration at this time, the following resolution:

H. C. R. No. 2S, Providing for joint committee to arrange for reception of Hon. W. J. Bryan.

Resolved by the Senate of Texas, the House concurring. That a committee of eight members, three to be appointed by the Lieutenant Governor and five to be appointed by the Speaker of the House of Representatives, for the purpose of arranging for the reception of the Hon. W. J. Bryan, who is to address the Legislature on next Saturday morning.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee on the part of the House:

Messrs. Cope, Mendell, Monday, Butler and Terrell.

## SENATE BILL NO. 116 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 116, A bill to be entitled "An Act providing for the creation of the office of assistant district attorney for the Sixth Judicial District of Texas; defining the duties and qualifications of said office; fixing the bond and salary, and declaring an emergency."

The bill was read third time and was passed.

## SENATE BILL NO. 354 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 354, A bill to be entitled "An Act creating a special road

system for Callahan county, making county commissioners ex-officio road commissioners, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—95.

Mr. Speaker.	Miller of Dallas.
Bagby.	Monday.
Beard of Harris.	Moore.
Beard of Milam.	Morris.
Beasley.	Murrell.
Beason.	Neill.
Bedell.	Nichols.
Bertram.	Nordhaus.
Blackburn.	O'Banion.
Blalock.	O'Brien.
Boner.	Osborne.
Burton of Rusk.	Parks.
Burton of Tarrant.	Peddy.
Butler.	Peyton.
Cadenhead.	Pope.
Canales.	Reeves.
Carlock.	Roemer.
Cates.	Rogers.
Clark.	Russell.
Cope.	Sackett.
Cox.	Sentell.
Davis of Dallas.	Schlesinger.
Davis	Schlosshan.
of Van Zandt.	Seawright.
Denton.	Sholars.
Dodd.	Smith of Bastrop.
Dudley.	Smith of Hopkins.
Dunnam.	Smith of Scurry.
Fairchild.	Stewart.
Fisher.	Swope.
Fitzpatrick.	Taylor.
Hardey.	Templeton.
Harris.	Terrell.
Hartman.	Thomason
Hawkins.	of Nacogdoches.
Hill.	Thompson
Holland.	of Hunt.
Hudspeth.	Thompson
Jones.	of Red River.
Laas.	Tillotson.
Lanier.	Tilson.
Lee.	Valentine.
McComb.	Veatch.
McDowra.	White.
McFarland.	Williams
McMillin.	of McLennan.
Martin.	Williford.
Meador.	Wilson.
Mendell.	Woods.
Metcalfe.	Yantis.

Present—Not Voting.

Bryan.	Thomason
Fly.	of El Paso.
Scholl.	

Absent.

Baker.	Neeley.
Blackmon.	Pillow.
Bland.	Poage.
Bledsoe.	Raiden.
Brown.	Richards.
Davis of Grimes.	Robertson.
De Bogory.	Sallas.
Estes.	Spencer of Nolan.
Florer.	Spencer of Wise.
Greenwood.	Spradley.
Haidusek.	Thomas.
Johnson.	Tinner.
Lacey.	Trayler.
Laney.	Tschoepe.
Lange.	Wahrmond.
Lindemann.	Walker.
Low.	Williams
of Washington.	of Brazoria.
Miller of Austin.	Woodul.

Absent—Excused.

Bell.	McCoy.
Bryant.	Strayhorn.
Crudgington.	Upchurch.
Lowe	
of McMullen.	

#### HOUSE BILL NO. 721 ON SECOND READING.

On motion of Mr. Cadenhead, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 721, A bill to be entitled "An Act to amend Article 7883, Chapter 1, Title 133, Revised Civil Statutes of the State of Texas, 1911, prescribing standard weights and measures, prescribing the weight of peanuts in addition to the weights of other products already defined by law, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Veatch offered the following amendment to the bill:

Amend House bill No. 721, page 1, Section 1, line 24, by striking out after the word "fifty" the word "five."

The amendment was adopted.

House bill No. 721 was then passed to engrossment.

Mr. Cadenhead moved to reconsider the vote by which the bill was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

#### BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice

thereof, and its caption had been read, the following enrolled bill:

S. B. No. 231, "An Act authorizing the State Normal School Board of Regents to purchase the properties of the East Texas Normal College located at Commerce, in Hunt county, Texas, in so far as the appropriation made provides for the purpose and to receive the balance of the value thereof as a donation in the event the board should find the facts stated in the preamble to this bill substantially true, and providing that if the board should not find the properties equal to the value stated in the preamble they may decline to purchase the property until further directed by the Legislature; providing for an examination of the title of the property by the Attorney General, the execution of deeds and bills of sale to the Governor of the State for use and benefit of the State; creating a normal school to be one of the normal schools of the State, to consist of the original equipment, properties and buildings of the present existing East Texas Normal College located at Commerce, as aforesaid; providing that said normal college shall be conducted as other State normals, under the management and control of said board; declaring that all laws of the State applicable to State normals shall be applicable to said East Texas Normal College; providing that the appropriation shall not be paid over in the consummation of the purchase to the properties here referred to prior to the 31st of August, A. D. 1917, authorizing the said board after the purchase of the property to permit management as a private institution until the Thirty-sixth Legislature makes an appropriation for its support and maintenance; appropriating the sum of \$80,000 for the purchase of said property, and declaring an emergency."

SENATE BILL NO. 368 ON FINAL  
PASSAGE.

Mr. O'Brien called up, for consideration at this time, the motion to reconsider the vote by which Senate bill No. 368 was passed on last Monday, which motion to reconsider was on that day duly spread upon the Journal.

The motion to reconsider prevailed.

The Speaker then laid before the House, on its final passage,

S. B. No. 368, A bill to be entitled

"An Act to amend Article 6096, Chapter 1, Title 101, of the Revised Civil Statutes of the State of Texas, pertaining to partitions and authorizing the partition of any real estate, or of any interest therein, or of any mineral, coal, petroleum, or gas lands, whether held in fee or by lease or otherwise, and declaring an emergency."

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—99.

Bagby.	Miller of Dallas.
Beard of Harris.	Monday.
Beard of Milam.	Moore.
Beasley.	Morris.
Beason.	Murrell.
Bedell.	Neill.
Bertram.	Nichols.
Blackburn.	Nordhaus.
Blalock.	O'Banion.
Boner.	O'Brien.
Brown.	Osborne.
Burton of Rusk.	Parks.
Burton of Tarrant.	Peddy.
Butler.	Peyton.
Cadenhead.	Pope.
Canales.	Reeves.
Cates.	Roemer.
Clark.	Rogers.
Cope.	Russell.
Cox.	Sackett.
Davis of Dallas.	Sentell.
Davis of Grimes.	Schlesinger.
Davis	Schlosshan.
of Van Zandt.	Scholl.
Denton.	Seawright.
Dodd.	Sholars.
Dudley.	Smith of Bastrop.
Dunnam.	Smith of Hopkins.
Fairchild.	Smith of Scurry.
Fisher.	Spencer of Nolan.
Fitzpatrick.	Stewart.
Hardey.	Swope.
Harris.	Taylor.
Hartman.	Templeton.
Hawkins.	Terrell.
Hill.	Thomason
Holland.	of Nacogdoches.
Hudspeth.	Thompson
Jones.	of Hunt.
Laas.	Thompson
Lanier.	of Red River.
Lee.	Tillotson.
Low	Tilson.
of Washington.	Valentine.
McComb.	Veatch.
McDowra.	White.
McFarland.	Williams
McMillin.	of Brazoria.
Martin.	Williams
Meador.	of McLennan.
Mendell.	Williford.
Metcalf.	Wilson.



Woods.		Yantis.		Yeas—99.	
Present—Not Voting.					
Bledsoe.		Fly.		Bagby.	Metcalf.
Bryan.		Thomason		Beard of Harris.	Miller of Dallas.
Carlock.		of El Paso.		Beard of Milam.	Monday.
				Beasley.	Morris.
				Beason.	Murrell.
				Bedell.	Neill.
				Bertram.	Nichols.
				Blackburn.	Nordhaus.
				Blalock.	O'Banion.
				Boner.	O'Brien.
				Brown.	Osborne.
				Bryant.	Parks.
				Burton of Rusk.	Peddy.
				Burton of Tarrant.	Peyton.
				Butler.	Pope.
				Cadenhead.	Reeves.
				Canales.	Roemer.
				Carlock.	Rogers.
				Cates.	Russell.
				Clark.	Sackett.
				Cope.	Schlesinger.
				Cox.	Schlosshan.
				Davis of Dallas.	Scholl.
				Davis of Grimes.	Seawright.
				Davis	Sholars.
				of Van Zandt.	Smith of Bastrop.
				Denton.	Smith of Hopkins.
				Dodd.	Smith of Scurry.
				Dudley.	Spencer of Nolan.
				Dunnam.	Stewart.
				Fairchild.	Swope.
				Fisher.	Taylor.
				Fitzpatrick.	Templeton.
				Hardey.	Terrell.
				Harris.	Thomason
				Hartman.	of Nacogdoches.
				Hawkins.	Thompson
				Hill.	of Hunt.
				Holland.	Thompson
				Hudspeth.	of Red River.
				Jones.	Tillotson.
				Laas.	Tilson.
				Lanier.	Valentine.
				Lee.	Veatch.
				Low	White.
				of Washington.	Williams
				McComb.	of Brazoria.
				McDowra.	Williams
				McFarland.	of McLennan.
				McMillin.	Williford.
				Martin.	Wilson.
				Meador.	Woods.
				Mendell.	Yantis.
				Present—Not Voting.	
				Bryan.	Thomason
				Fly.	of El Paso.
				Absent.	
				Baker.	Estes.
				Blackmon.	Florer.
				Bland.	Greenwood.
				Bledsoe.	Haidusek.
				De Bogory.	Johnson.

Mr. O'Brien moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

#### SENATE BILL NO. 465 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

S. B. No. 465, A bill to be entitled "An Act incorporating the Valley Mills independent School District in Bosque and McLennan counties, Texas, for free school purposes only, and divesting the present Valley Mills Independent School District and its board of trustees of the control of its public free schools, and of the title to all school property therein, and vesting the same in the said Valley Mills Independent School District and its board of trustees, and prescribing the rights, powers, privileges and duties of said Valley Mills Independent School District and its board of trustees, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:



Lacey.	Sallas.
Laney.	Sentell.
Lange.	Spencer of Wise.
Lindemann.	Spradley.
Miller of Austin.	Thomas.
Moore.	Tinner.
Neeley.	Trayler.
Pillow.	Tschoepe.
Poage.	Wahrmund.
Raiden.	Walker.
Richards.	Woodul.
Robertson.	

Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	

(Mr. Pope in the chair.)

#### HOUSE BILL NO. 239 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 239, A bill to be entitled "An Act to diminish the civil jurisdiction of the county court of Falls county, Texas; conferring said civil jurisdiction upon the district court of said county and conforming the jurisdiction of said district court to said change; repealing all laws and parts of laws in conflict or inconsistent herewith, and declaring an emergency."

The bill was read third time.

Mr. Monday offered the following amendments to the bill:

(1)

Amend House bill No. 239 by striking out all after the enacting clause and insert in lieu thereof the following:

"Section 1. The county court of Falls county shall hereafter have jurisdiction of eminent domain proceedings and of all criminal causes or prosecutions such as county courts generally now have or which may be hereafter conferred upon them by the Constitution and general laws of the State of Texas including the appellate jurisdiction possessed by county courts generally in criminal causes or prosecutions originating in the justice courts and other inferior courts of the county. Said county court of Falls county shall also have the general jurisdiction of a probate court; it shall probate wills, appoint guardians of minors, idiots, lunatic persons non compos mentis and common drunkards; grant letters testamentary and of administration; settle accounts

of executors or administrators; transact all business appertaining to deceased persons, minors, idiots, lunatics, persons non compos mentis and common drunkards, including the settlement, partition and distribution of estates of deceased persons, and to apprentice minors, as provided by law; and the said county court or the judge thereof shall have the power to issue all writs necessary to the enforcement of the jurisdiction of said court, and to issue writs of habeas corpus in cases where the offense charged or proceeding involved is within the jurisdiction of said court, or any other court or tribunal in said county inferior to said county court; and to punish for contempt, under such provisions as are now or which may hereafter be provided by general law governing county courts. But said county court of Falls county shall hereafter have no further jurisdiction in civil causes or suits.

"Sec. 2. That the district court of Falls county shall hereafter have and exercise exclusive jurisdiction in all civil causes or suits over which, by the general laws of the State of Texas, the county court of said county would have jurisdiction in the absence of this act; it being the purpose and intent of this act to transfer the general civil jurisdiction of said county court of Falls county to the district court of said county, including the county court's appellate jurisdiction in civil cases, of which the justice courts of said county have original jurisdiction; such causes or suits as may be on file in the county court on appeal at the time this act takes effect to be transferred along with those causes or suits which originated in the county court, and such civil causes or suits as may be appealed from the justice courts of said county after this act takes effect, to be appealed direct to the district court.

"Sec. 3. All writs and process pertaining to causes or suits transferred to the district court by virtue of this act, issued prior to the taking effect hereof, shall be returnable to the first term of said district court held after said act takes effect, and all bonds on file in said causes or suits after their transfer to the same extent that said bonds may be valid, effective operative in the county court at the time this act takes effect.

"Sec. 4. That the county clerk of Falls county is hereby directed to make a full and complete transcript of all entries on the civil docket and minutes

of the county court of said county in causes or suits which by provisions of this act are to be transferred to the district court of said county, and within thirty days after this act takes effect, to transmit and deliver said transcript, together with all the papers pertaining to said causes or suits, and certified bills of the costs accrued thereon, to the district clerk of Falls county; and said district clerk, immediately upon the receipt of said transcript and papers, shall docket said causes or suits on the civil docket of said district, to be by said court tried or disposed of as if said causes or suits had originated in said court.

"Sec. 5. This act shall not be construed to in any way or manner effect judgment rendered in causes or suits in said county court of Falls county prior to the taking effect of this act, but in such causes or suits the county clerk shall issue all executions, orders of sale and abstracts of judgment, and proceedings thereunder shall not be affected by this act.

"Sec. 6. No appeal or writ of error shall lie to the Court of Civil Appeals or the Supreme Court in any cause or suit which may have been appealed from any justice court of Falls county prior to the taking effect of this act, and which cause or suit is by the provisions of this act required to be transferred to the district court of said county, nor in any case which may be appealed from any justice court directly to the district court of said county after the taking effect of this act, unless the judgment, or amount in controversy, shall exceed one hundred dollars, exclusive of interest and costs; it being the purpose and intent of this section to restrict and limit appeals and writs of error in causes or suits originating in the justice courts of said county and tried or disposed of in the district court thereof on appeal, to the same extent and determinable by the same test as would apply had such causes or suits remained within the jurisdiction of the county court of said county and been controlled by the provisions of Article 2078 and subdivision 3 of Article 1589, Revised Civil Statutes of Texas, 1911.

"Sec. 7. In each cause or suit tried or disposed of in the district court of Falls county by virtue of the jurisdiction transferred to and conferred upon it by this act, which otherwise would have remained or been within either the exclusive original or appellate jurisdiction of the county court of said county,

a trial fee of three dollars shall be taxed and collected as a part of the costs, in the same manner as if said cause or suit had remained within and been tried or disposed of by said county court, and all trial fees collected by virtue of this act shall be by the clerk of the district court transmitted to the county treasury of Falls county without deduction of any commission, to be credited to the account of the county's jury fund.

"Sec. 8. If the provisions of Sections 6 and 7 of this act, or either of them, should for any reason be held invalid, then such invalidity shall not render invalid or affect the remaining sections of said act.

"Sec. 9. All laws and parts of laws in conflict or inconsistent with this act are hereby repealed.

"Sec. 10. The great inconvenience and expense to the people of Falls county in the time and attention of the county judge being taken away from the fiscal and general business affairs of the county to try civil suits, and the inconvenience of the necessary conflict between the terms of the district, county and commissioners courts, creates an emergency and an imperative public necessity demanding that the constitutional rule requiring all bills to be read on three several days, be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

(2)

Amend House bill No. 239 by striking out all before the enacting clause, and insert in lieu thereof the following: "An Act to diminish the civil jurisdiction of the county court of Falls county, Texas; conferring said civil jurisdiction upon the district court of said county and conforming the jurisdiction of said district court to said change; denying appeal or writ of error from district court of said county in certain causes or suits appealed from justice courts; providing for collection and payment into county treasury of trial fees in certain cases tried or disposed of in said district court; repealing laws in conflict herewith, and declaring an emergency."

The amendments were adopted.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

## Yeas—100.

Bagby.	Monday.
Beard of Harris.	Moore.
Beard of Milam.	Morris.
Beasley.	Murrell.
Beason.	Neill.
Bedell.	Nichols.
Bertram.	Nordhaus.
Blackburn.	O'Banion.
Blalock.	O'Brien.
Boner.	Osborne.
Brown.	Parks.
Bryant.	Peddy.
Burton of Rusk.	Peyton.
Burton of Tarrant.	Pope.
Butler.	Reeves.
Cadenhead.	Roemer.
Canales.	Rogers.
Carlock.	Russell.
Cates.	Sackett.
Clark.	Sentell.
Cope.	Schlesinger.
Cox.	Schlosshan.
Davis of Dallas.	Scholl.
Davis of Grimes.	Seawright.
Davis	Sholars.
of Van Zandt.	Smith of Bastrop.
Denton.	Smith of Hopkins.
Dodd.	Smith of Scurry.
Dudley.	Spencer of Nolan.
Dunnam.	Stewart.
Fairchild.	Swope.
Fisher.	Taylor.
Fitzpatrick.	Templeton.
Hardey.	Terrell.
Harris.	Thomason
Hartman.	of Nacogdoches.
Hawkins.	Thompson
Hill.	of Hunt.
Holland.	Thompson
Hudspeth.	of Red River.
Jones.	Tillotson.
Laas.	Tilson.
Lanier.	Valentine.
Lee.	Veatch.
Low	White.
of Washington.	Williams
McComb.	of Brazoria.
McDowra.	Williams
McFarland.	of McLennan.
McMillin.	Williford.
Martin.	Wilson.
Mendell.	Woods.
Metcalfe.	Yantis.

## Present—Not Voting.

Bledsoe.	Thomason
Bryan.	of El Paso.
Fly.	

## Absent.

Baker.	Estes.
Blackmon.	Florer.
Bland.	Greenwood.
De Bogory.	Haidusek.

Johnson.	Richards.
Lacey.	Robertson.
Laney.	Sallas.
Lange.	Spencer of Wise.
Lindemann.	Spradley.
Meador.	Thomas.
Miller of Austin.	Tinner.
Miller of Dallas.	Trayler.
Neeley.	Tschoepe.
Pillow.	Wahrmund.
Poage.	Walker.
Raiden.	Woodul.

## Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	

Mr. Fitzpatrick moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider. The motion to table prevailed.

## SENATE BILL NO. 388 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 388, A bill to be entitled "An Act to create the Wharton Independent School District in Wharton county, Texas."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

## Yeas—99.

Bagby.	Dunnam.
Beard of Harris.	Fairchild.
Beard of Milam.	Fisher.
Beasley.	Fitzpatrick.
Beason.	Hardey.
Bedell.	Harris.
Bertram.	Hartman.
Blackburn.	Hawkins.
Blalock.	Hill.
Boner.	Holland.
Brown.	Hudspeth.
Bryant.	Jones.
Burton of Rusk.	Laas.
Burton of Tarrant.	Lanier.
Butler.	Lee.
Cadenhead.	Low
Canales.	of Washington.
Carlock.	McComb.
Cates.	McDowra.
Clark.	McFarland.
Cope.	McMillin.
Cox.	Martin.
Davis of Dallas.	Meador.
Davis of Grimes.	Mendell.
Denton.	Metcalfe.
Dodd.	Miller of Dallas.
Dudley.	Monday.

Morris.	Spencer of Nolan.
Murrell.	Stewart.
Neill.	Swope.
Nichols.	Taylor.
Nordhaus.	Templeton.
O'Banion.	Terrell.
O'Brien.	Thomason
Osborne.	of Nacogdoches.
Parks.	Thompson
Peddy.	of Hunt.
Peyton.	Thompson
Pope.	of Red River.
Reeves.	Tillotson.
Roemer.	Tilson.
Rogers.	Valentine.
Russell.	Veatch.
Sackett.	White.
Sentell.	Williams
Schlesinger.	of Brazoria.
Schlosshan.	Williams
Scholl.	of McLennan.
Seawright.	Williford.
Sholars.	Wilson.
Smith of Bastrop.	Woods.
Smith of Hopkins.	Yantis.
Smith of Scurry.	

## Present—Not Voting.

Bryan.	Thomason
Fly.	of El Paso.

## Absent.

Baker.	Moore.
Blackmon.	Neeley.
Bland.	Pillow.
Bledsoe.	Poage.
Davis	Raiden.
of Van Zandt.	Richards.
De Bogory.	Robertson.
Estes.	Sallas.
Florer.	Spencer of Wise.
Greenwood.	Spradley.
Haidusek.	Thomas.
Johnson.	Tinner.
Lacey.	Trayler.
Laney.	Tschoepe.
Lange.	Wahrmund.
Lindemann.	Walker.
Miller of Austin.	Woodul.

## Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	

## HOUSE BILL NO. 364 WITH SENATE AMENDMENTS.

Mr. McFarland called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 364, A bill to be entitled "An Act to require the publication in

some newspaper of general circulation of all notices now required by law or contract to be given of any act or proceeding, whether public or private, or relating to a judicial, executive or legislative matter, which notice is now authorized by law or contract to be made by posting notice in one or more public places; fixing a time for such publication, and the compensation; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Dudley moved that further consideration of the Senate amendments be postponed until next Friday, March 16, and that the bill and the Senate amendments be printed in the Journal.

Yeas and nays were demanded, and the motion was lost by the following vote:

## Yeas—33.

Beason.	Murrell.
Bertram.	O'Banion.
Burton of Rusk.	Reeves.
Butler.	Roemer.
Cadenhead.	Rogers.
Cox.	Sentell.
Dodd.	Schlosshan.
Dudley.	Smith of Hopkins.
Fisher.	Spencer of Nolan.
Fitzpatrick.	Stewart.
Hardey.	Taylor.
Harris.	Terrell.
Jones.	Thomason
Lee.	of Nacogdoches.
Low	Veatch.
of Washington.	White.
McDowra.	Williford.
McMillin.	Woods.

## Nays—64.

Bagby.	Denton.
Beard of Harris.	Dunnam.
Beard of Milam.	Hartman.
Beasley.	Hawkins.
Bedell.	Hill.
Blackburn.	Holland.
Blalock.	Hudspeth.
Boner.	Johnson.
Brown.	Laas.
Bryant.	Lanier.
Burton of Tarrant.	McComb.
Canales.	McFarland.
Cates.	Martin.
Clark.	Meador.
Cope.	Mendell.
Davis of Dallas.	Metcalf.
Davis of Grimes.	Miller of Dallas.
Davis	Moore.
of Van Zandt.	Morris.

Neill.	Swope.
Nichols.	Templeton.
Nordhaus.	Thompson
O'Brien.	of Hunt.
Parks.	Thompson
Peddy.	of Red River.
Peyton.	Tillotson.
Pope.	Tilson.
Russell.	Valentine.
Sackett.	Williams
Schlesinger.	of Brazoria.
Scholl.	Williams
Seawright.	of McLennan.
Sholars.	Wilson.
Smith of Bastrop.	Yantis.
Smith of Scurry.	

## Absent.

Baker.	Neeley.
Blackmon.	Osborne.
Bland.	Pillow.
Bledsoe.	Poage.
Bryan.	Raiden.
Carlock.	Robertson.
De Bogory.	Richards.
Estes.	Sallas.
Fairchild.	Spencer of Wise.
Florer.	Spradley.
Fly.	Thomas.
Greenwood.	Thomason
Haidusek.	of El Paso.
Lacey.	Tinner.
Laney.	Trayler.
Lange.	Tschoepe.
Lindemann.	Wahrmund.
Miller of Austin.	Walker.
Monday.	Woodul.

## Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	

Mr. McFarland moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

## SENATE BILL NO. 451 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 451, A bill to be entitled "An Act creating a special road law for Johnson county, Texas."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

## Yeas—96.

Mr. Speaker.	Morris.
Bagby.	Murrell.
Beard of Milam.	Neill.
Beasley.	Nichols.
Beason.	Nordhaus.
Bedell.	O'Banion.
Bertram.	O'Brien.
Blalock.	Osborne.
Boner.	Parks.
Bryant.	Peddy.
Burton of Rusk.	Peyton
Burton of Tarrant.	Pope.
Butler.	Reeves.
Cadenhead.	Roemer.
Canales.	Rogers.
Cates.	Russell.
Clark.	Sackett.
Cope.	Sentell.
Cox.	Schlesinger.
Davis of Dallas.	Schlosshan.
Davis of Grimes.	Scholl.
Denton.	Seawright.
Dodd.	Sholars.
Dudley.	Smith of Hopkins.
Dunnam.	Smith of Scurry.
Fairchild.	Spencer of Nolan.
Fisher.	Stewart.
Fitzpatrick.	Swope.
Hardey.	Taylor.
Harris.	Templeton.
Hartman.	Terrell.
Hawkins.	Thomason
Hill.	of Nacogdoches.
Holland.	Thompson
Hudspeth.	of Hunt.
Jones.	Thompson
Laas.	of Red River.
Lee.	Tillotson.
Low	Tilson.
of Washington.	Tinner.
McComb.	Valentine.
McDowra.	Veatch.
McFarland.	White.
McMillin.	Williams
Martin.	of Brazoria.
Meador.	Williams
Mendell.	of McLennan.
Metcalfe.	Williford.
Miller of Dallas.	Wilson.
Monday.	Woods.

## Present—Not Voting.

Bryan.	Thomason
Fly.	of El Paso.

## Absent.

Baker.	Davis
Beard of Harris.	of Van Zandt.
Blackburn.	De Bogory.
Blackmon.	Estes.
Bland.	Florer.
Bledsoe.	Greenwood.
Brown.	Haidusek.
Carlock.	Johnson.



Lacey.	Robertson.
Laney.	Sallas.
Lange.	Smith of Bastrop.
Lanier.	Spencer of Wise.
Lindemann.	Spradley.
Miller of Austin.	Thomas.
Moore.	Trayler.
Neeley.	Tschoepe.
Pillow.	Wahrmund.
Poage.	Walker.
Raiden.	Woodul.
Richards.	Yantis.

Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.

of McMullen.

### HOUSE BILL NO. 823 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 823. A bill to be entitled "An Act adding to and making a part of the Rosenberg Independent School District of Fort Bend county, Texas, etc., and declaring an emergency."

The bill was read third time.

Mr. Tillotson offered the following (committee) amendment to the bill:

(1)

Amend House bill No. 823 by striking out all after the enacting clause and insert the following:

Section 1. That the lands and territory situated in Fort Bend county, Texas, lying immediately north of and adjoining the Rosenberg Independent School District of Fort Bend county, Texas, be and the same is hereby added to and made a part of said Rosenberg Independent School District for school purposes, and shall be, and is hereby, placed under the jurisdiction and government of the board of trustees of said district the same as other territory now composing said district under the general laws governing independent school districts; the land and territory hereby added to and made a part of the Rosenberg Independent School District and situated in Fort Bend county, Texas, is described by metes and bounds as follows:

Beginning at the southwest corner of the Samuel Isaacs league, which is also the southwest corner of the James Knight and W. C. White league. Thence west 7200 varas to a stake on the north

bank of the Brazos river and which stake is north of and directly opposite the northwest corner of the Henry Scott league. Thence down the Brazos river with its meanders to the place of beginning.

Sec. 2. Provided that the above and foregoing described lands and territory hereby added to and made a part of the Rosenberg Independent School District shall not be subject to any of the school house bonded indebtedness now outstanding against said Rosenberg Independent School District and the territory now comprising said districts.

Sec. 3. That the said Rosenberg Independent School District and the board of trustees thereof shall have and exercise all the power, authority and jurisdiction over all the lands and territory and inhabitants thereof that are by this act added to and made a part thereof, that are given by the General Laws of the State of Texas to independent school districts and the board of trustees thereof.

Sec. 4. The fact that the adjoining territory hereby added to the Rosenberg Independent School District has no adequate school facilities at this time, and the further fact that the territory now comprising said districts is not sufficient for the purpose of taxation to maintain school facilities for the rapidly increasing scholastic population; and the near approach of the end of the session and the crowded condition of the calendar creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage and approval, and it is so enacted.

(2)

Amend the caption to House bill No. 823 to read as follows: "An Act adding to and making a part of the Rosenberg Independent School District of Fort Bend county, Texas, certain lands and territory adjoining thereto situated in Fort Bend county for school purposes; giving the board of trustees of said district power and jurisdiction over said lands and territory and the inhabitants thereof; exempting such added territory from the bonded indebtedness of the Rosenberg Independent School District now existing against said district, and declaring an emergency."

The (committee) amendments were adopted.

House bill No. 823 was then passed.

#### HOUSE BILL NO. 834 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 834, A bill to be entitled "An Act creating the Bertram Independent School District in Burnet county, Texas, including the present Bertram Independent School District, etc., and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 440 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 440. A bill to be entitled "An Act creating the San Diego Independent County Line School District in Duval county, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 829 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 829, A bill to be entitled "An Act to amend Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 of the special road laws of Cass county, Texas, enacted by the Regular Session of the Thirty-third Legislature, 1913, which became effective March 5, 1913, same being 'An Act to create a more efficient road law for Cass county, making the county commissioners ex-officio road supervisors, defining their duties and fixing their salaries, providing for the appointment of a civil engineer and naming the salary of said civil engineer.'"

The bill was read third time and was passed.

#### HOUSE BILL NO. 836 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 836, A bill to be entitled "An Act to amend Section 10, Chapter 76, Local and Special Laws passed by the Regular Session of the Thirty-second Legislature, being an act to amend Section 10 of Chapter 79, General Laws passed by the Twenty-seventh Legisla-

ture, which said chapter was also amended by Acts of the Thirty-first Legislature of the State of Texas, creating a more efficient road system for Brown county, Texas, etc., and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—97.

Mr. Speaker.	Mendell.
Bagby.	Metcalf.
Beard of Harris.	Miller of Dallas.
Beard of Milam.	Moore.
Beasley.	Morris.
Beason.	Murrell.
Bedell.	Nichols.
Bertram.	O'Banion.
Blackburn.	O'Brien.
Blackmon.	Osborne.
Blalock.	Parks.
Boner.	Peddy.
Brown.	Peyton.
Bryant.	Pope.
Burton of Rusk.	Reeves.
Burton of Tarrant.	Roemer.
Butler.	Rogers.
Cadenhead.	Russell.
Canales.	Sackett.
Carlock.	Sentell.
Cates.	Schlesinger.
Clark.	Schlosshan.
Cope.	Scholl.
Cox.	Seawright.
Davis of Dallas.	Sholars.
Davis of Grimes.	Smith of Bastrop.
Denton.	Smith of Hopkins.
Dodd.	Smith of Scurry.
Dudley.	Spencer of Nolan.
Dunnam.	Stewart.
Fairchild.	Swope.
Fisher.	Taylor.
Fitzpatrick.	Templeton.
Hardey.	Terrell.
Harris.	Thomason.
Hartman.	of Nacogdoches.
Hawkins.	Thompson.
Hill.	of Red River.
Holland.	Tillotson.
Hudspeth.	Tilson.
Jones.	Tinner.
Laas.	Valentine.
Lee.	Veatch.
Low.	White.
of Washington.	Williams.
McComb.	of Brazoria.
McDowra.	Williams.
McFarland.	of McLennan.
McMillin.	Williford.
Martin.	Wilson.
Meador.	Woods.

Present—Not Voting.

Bledsoe.

Absent.			
Baker.	Nordhaus.	McComb.	Scholl.
Bland.	Pillow.	McDowra.	Seawright.
Bryan.	Poage.	McFarland.	Sholars.
Davis	Raiden.	McMillin.	Smith of Bastrop.
of Van Zandt.	Richards.	Martin.	Smith of Hopkins.
De Bogory.	Robertson.	Meador.	Smith of Scurry.
Estes.	Sallas.	Mendell.	Spencer of Nolan.
Florer.	Spencer of Wise.	Metcalfe.	Stewart.
Fly.	Spradley.	Miller of Dallas.	Swope.
Greenwood.	Thomas.	Monday.	Taylor.
Haidusek.	Thomason	Moore.	Templeton.
Johnson.	of El Paso.	Morris.	Terrell.
Lacey.	Thompson	Murrell.	Thomason
Laney.	of Hunt.	Neill.	of Nacogdoches.
Lange.	Trayler.	Nichols.	Thompson
Lanier.	Tschoepe.	Nordhaus.	of Hunt.
Lindemann.	Wahrmund.	O'Banion.	Thompson
Miller of Austin.	Walker.	O'Brien.	of Red River.
Monday.	Woodul.	Osborne.	Tillotson.
Neeley.	Yantis.	Parks.	Tilson.
Neill.		Peddy.	Tinner.
		Peyton.	Valentine.
		Pope.	Veatch.
		Reeves.	White.
		Roemer.	Williams
		Rogers.	of Brazoria.
		Russell.	Williams
		Sackett.	of McLennan.
		Sentell.	Williford.
		Schlesinger.	Wilson.
		Schlosshan.	Woods.

## Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	

## HOUSE BILL NO. 840 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 840, A bill to be entitled "An Act increasing the limits of the Talpa Independent School District, etc., and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—100.

Bagby.	Cox.
Beard of Harris.	Davis of Dallas.
Beard of Milam.	Davis of Grimes.
Beasley.	Denton.
Beason.	Dodd.
Bedell.	Dudley.
Bertram.	Dunnam.
Blackburn.	Fairchild.
Blackmon.	Fisher.
Blalock.	Fitzpatrick.
Boner.	Hardey.
Brown.	Harris.
Bryant.	Hartman.
Burton of Rusk.	Hawkins.
Burton of Tarrant.	Hill.
Butler.	Holland.
Cadenhead.	Hudspeth.
Canales.	Jones.
Carlock.	Laas.
Cates.	Lee.
Clark.	Low
Cope.	of Washington.

## Present—Not Voting.

Bryan.	Thomason
Fly.	of El Paso.

## Absent.

Baker.	Neeley.
Bland.	Pillow.
Bledsoe.	Poage.
Davis	Raiden.
of Van Zandt.	Richards.
De Bogory.	Robertson.
Estes.	Sallas.
Florer.	Spencer of Wise.
Greenwood.	Spradley.
Haidusek.	Thomas.
Johnson.	Trayler.
Lacey.	Tschoepe.
Laney.	Wahrmund.
Lange.	Walker.
Lanier.	Woodul.
Lindemann.	Yantis.
Miller of Austin.	

## Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	

## HOUSE BILL NO. 808 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 808, A bill to be entitled "An Act to create a more efficient road system for Jasper county, Texas, etc., and declaring an emergency."

The bill was read third time.

Mr. Stewart offered the following amendments to the bill:

## (1)

Amend House bill No. 808, Section 17, by striking out the figures "4688" in line 2 of said section, and insert in lieu thereof the figures and words, "6877, Revised Civil Statutes of 1911."

## (2)

Amend House bill No. 808, Section 23, by inserting between the word "on" and the word "objects" in next to the last line of said section the following: "Each side of the said line and."

The amendments were adopted.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—97.

Mr. Speaker.	Holland.
Bagby.	Hudspeth.
Beard of Harris.	Jones.
Beard of Milam.	Lee.
Beasley.	Low
Beason.	of Washington.
Bedell.	McComb.
Bertram.	McDowra.
Blackburn.	McFarland.
Blackmon.	McMillin.
Blalock.	Martin.
Boner.	Meador.
Brown.	Mendell.
Burton of Rusk.	Metcalfe.
Burton of Tarrant.	Miller of Dallas.
Butler.	Monday.
Cadenhead.	Moore.
Canales.	Morris.
Carlock.	Murrell.
Clark.	Neill.
Cope.	Nichols.
Cox.	Nordhaus.
Davis of Dallas.	O'Banion.
Davis of Grimes.	O'Brien.
Denton.	Osborne.
Dodd.	Parks.
Dudley.	Peddy.
Dunnam.	Peyton.
Fairchild.	Pope.
Fisher.	Reeves.
Fitzpatrick.	Roemer.
Hardey.	Rogers.
Harris.	Russell.
Hartman.	Sackett.
Hawkins.	Sentell.
Hill.	Schlesinger.

Schlosshan.	Thompson
Scholl.	of Red River.
Seawright.	Tillotson.
Sholars.	Tilson
Smith of Bastrop.	Tinner.
Smith of Hopkins.	Valentine.
Smith of Scurry.	Veatch.
Spencer of Nolan.	White.
Stewart.	Williams
Swope.	of Brazoria.
Taylor.	Williams
Templeton.	of McLennan.
Terrell.	Williford.
Thomason	Wilson.
of Nacogdoches.	Woods.

Absent.

Baker.	Miller of Austin.
Bland.	Neeley.
Bledsoe.	Pillow.
Bryan.	Poage.
Bryant.	Raiden.
Cates.	Richards.
Davis	Robertson.
of Van Zandt.	Sallas.
De Bogory.	Spencer of Wise.
Estes.	Spradley.
Florer.	Thomas.
Fly.	Thomason
Greenwood.	of El Paso.
Haidusek.	Thompson
Johnson.	of Hunt.
Laas.	Trayler.
Lacey.	Tschoepe.
Laney.	Wahrmond.
Lange.	Walker.
Lanier.	Woodul.
Lindemann.	Yantis.

Absent—Excused.

Bell.	McCoy.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	

### HOUSE BILL NO. 820 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 820, A bill to be entitled "An Act creating a new road law for Bowie county."

The bill was read third time.

Mr. Jones offered the following (committee) amendment to the bill:

Amend the bill by striking out Sections 55, 56 and 57.

The (committee) amendment was adopted.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

## Yeas—98.

Bagby.	Monday.
Beard of Harris.	Moore.
Beard of Milam.	Morris.
Beasley.	Murrell.
Beason.	Neill.
Bedell.	Nichols.
Bertram.	Nordhaus.
Blackburn.	O'Banion.
Blackmon.	O'Brien.
Blalock.	Osborne.
Boner.	Parks.
Brown.	Peddy.
Bryant.	Peyton.
Burton of Rusk.	Pope.
Burton of Tarrant.	Reeves.
Butler.	Roemer.
Cadenhead.	Rogers.
Canales.	Russell.
Carlock.	Sackett.
Cates.	Sentell.
Clark.	Schlesinger.
Cope.	Schlösshan.
Cox.	Scholl.
Davis of Dallas.	Seawright.
Davis of Grimes.	Sholars.
Denton.	Smith of Bastrop.
Dodd.	Smith of Hopkins.
Dudley.	Smith of Scurry.
Dunnam.	Spencer of Nolan.
Fairchild.	Stewart.
Fisher.	Swope.
Fitzpatrick.	Taylor.
Hardey.	Templeton.
Harris.	Thomason
Hartman.	of Nacogdoches.
Hawkins.	Thompson
Hill.	of Red River.
Hudspeth.	Tillotson.
Jones.	Tilson.
Lee.	Tinner.
Low	Valentine.
of Washington.	Veatch.
McComb.	White.
McDowra.	Williams
McMillin.	of Brazoria.
Martin.	Williams
Meador.	of McLennan.
Mendell.	Williford.
Metcalfe.	Wilson.
Miller of Dallas.	Woods.

## Absent.

Baker.	Holland.
Bland.	Johnson.
Bledsoe.	Laas.
Bryan.	Lacey.
Davis	Laney.
of Van Zandt.	Lange.
De Bogory.	Lanier.
Estes.	Lindemann.
Florer.	Miller of Austin.
Fly.	Neeley.
Greenwood.	Pillow.
Haidusek.	Poage.

Raiden.	Thompson,
Richards.	of Hunt.
Robertson.	Traylor.
Sallas.	Tschoepe.
Spencer of Wise.	Wahrmund.
Spradley.	Walker.
Thomas.	Woodul.
Thomason	Yantis.
of El Paso.	

## Absent—Excused.

Bell.	McCoy.
Crudgington.	Upchurch.
Lowe	Strayhorn.
of McMullen.	

## HOUSE BILL NO. 754 ON THIRD READING.

On motion of Mr. Fairchild, the regular order of business was suspended, to take up and have placed on its third reading and final passage,

H. B. No. 754, A bill to be entitled "An Act to amend Article 2814 of the Revised Civil Statutes of the State of Texas, 1911, so as to confer upon the State Superintendent of Public Instruction the authority, upon satisfactory evidence being presented, to reinstate a teacher's certificate theretofore canceled by him and giving right of appeal to State Board of Education."

The Speaker laid the bill before the House, and it was read third time.

Mr. Beard of Harris moved to postpone further consideration of the bill until tomorrow.

The motion to postpone was lost.

Question recurring on the final passage of the bill, yeas and nays were demanded.

The bill was passed by the following vote:

## Yeas—84.

Bagby.	Carlock.
Beard of Milam.	Clark.
Beasley.	Cox.
Beason.	Davis of Dallas.
Bedell.	Davis of Grimes.
Bertram.	Denton.
Blackburn.	Dodd.
Blackmon.	Dudley.
Blalock.	Fairchild.
Boner.	Fisher.
Brown.	Fitzpatrick.
Bryant.	Hardey.
Burton of Tarrant.	Harris.
Butler.	Hartman.
Cadenhead.	Hawkins.
Canales.	Hill.



Holland.	Schlosshan.
Jones.	Scholl.
Laas.	Seawright.
McComb.	Sholars.
McDowra.	Smith of Bastrop.
McFarland.	Smith of Hopkins.
McMillin.	Smith of Scurry.
Martin.	Spencer of Nolan.
Meador.	Stewart.
Mendell.	Swope.
Metcalfe.	Taylor.
Miller of Dallas.	Templeton.
Morris.	Terrell.
Murrell.	Thomason
Neill.	of Nacogdoches.
Nichols.	Thompson
Nordhaus.	of Red River.
O'Banion.	Tilson.
O'Brien.	Tinner.
Osborne.	Valentine.
Parks.	Veatch.
Peddy.	White.
Peyton.	Williams
Pope.	of Brazoria.
Reeves.	Williams
Sackett.	of McLennan.
Sentell.	Williford.
Schlesinger.	Wilson.

## Nays—10.

Beard of Harris.	Monday.
Burton of Rusk.	Moore.
Cope.	Roemer.
Dunnam.	Rogers.
Lee.	Russell.

## Present—Not Voting.

Mr. Speaker.

## Absent.

Baker.	Neeley.
Bland.	Pillow.
Bledsoe.	Poage.
Bryan.	Raiden.
Cates.	Richards.
Davis.	Robertson.
of Van Zandt.	Sallas.
De Bogory.	Spencer of Wise.
Estes.	Spradley.
Florer.	Strayhorn.
Fly.	Thomas.
Greenwood.	Thomason
Haidusek.	of El Paso.
Hudspeth.	Thompson
Johnson.	of Hunt.
Lacey.	Tillotson.
Laney.	Trayler.
Lange.	Tschoepe.
Lanier.	Wahrmond.
Lindemann.	Walker.
Low.	Woods.
of Washington.	Woodul.
Miller of Austin.	Yantis.

## Absent—Excused.

Bell.	McCoy.
Crudgington.	Upchurch.
Lowe	
of McMullen.	

## SPECIAL ORDER SET.

On motion of Mr. O'Brien, House bill No. 501 was set as a special order for 11 o'clock a. m. next Friday, March 16.

## ADJOURNMENT.

On motion of Mr. Burton of Tarrant, the House, at 10:35 o'clock p. m., adjourned until 9:30 o'clock a. m. to-morrow.

## APPENDIX.

## REPORTS OF COMMITTEE ON CRIMINAL JURISPRUDENCE.

Committee Room,  
Austin, Texas, March 14, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred Senate bill No. 187, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

WILLIAMS of McLennan, Chairman.

Committee Room,  
Austin, Texas, March 14, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred Senate bill No. 200, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

WILLIAMS of McLennan, Chairman.

## REPORTS OF COMMITTEE ON EDUCATION.

Committee Room,  
Austin, Texas, March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Education, to whom was referred Senate bill No. 470, have had the same under consideration and I am instructed to report

it back to the House with the recommendation that it do pass.

THOMASON of Nacogdoches, Chairman.

Committee Room,  
Austin, Texas, March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Education, to whom was referred Senate bill No. 310, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

THOMASON of Nacogdoches, Chairman.

#### REPORT OF JUDICIARY COMMITTEE.

Committee Room,  
Austin, Texas, March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Judiciary Committee, to whom was referred Senate bill No. 186, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Williams of Brazoria has been appointed to make a full report thereon.

BRYANT, Chairman.

#### REPORT OF COMMITTEE ON LABOR.

Committee Room,  
Austin, Texas, March 12, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Labor, to whom was referred Senate bill No. 58, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. McComb gave notice of minority report.

TAYLOR, Chairman.

#### REPORT OF COMMITTEE ON REVENUE AND TAXATION.

Committee Room,  
Austin, Texas, March 2, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Revenue and Taxation, to whom was referred House bill No. 799, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Scholl has been appointed to make a full report thereon.

NEILL, Chairman.

#### REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
Austin, Texas, March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 823, A bill to be entitled "An Act adding to and making a part of the Rosenberg Independent School District of Fort Bend county, Texas, etc., and declaring an emergency,"

And find the same correctly engrossed.

RUSSELL, Vice-Chairman.

Committee Room,  
Austin, Texas, March 14, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 836, A bill to be entitled "An Act to amend Section 10, Chapter 76, Local and Special Laws passed by the Regular Session of the Thirty-second Legislature, being an act to amend Section 10 of Chapter 79, General Laws passed by the Twenty-seventh Legislature of the State of Texas, creating a more efficient road system for Brown county, Texas, etc., and declaring an emergency,"

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,  
Austin, Texas, March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 773, A bill to be entitled "An Act to repeal Article 1585 of the Revised Civil Statutes of Texas, 1911, fixing the terms of the Courts of Civil Appeals, and to enact in its stead a new article hereafter known by the same number, and declaring an emergency,"

And find the same correctly engrossed.

RUSSELL, Vice-Chairman.

Committee Room,  
Austin, Texas, March 14, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 820, A bill to be entitled "An Act creating a new road law for Bowie county."

H. B. No. 526, A bill to be entitled "An Act to amend Article 1400, Chapter 2, Title 29, of the Revised Civil Statutes of 1911, and amended by the Thirty-fourth Legislature, page 203, providing for the appointment and compensation of county auditors in counties having a population of forty thousand inhabitants, according to the last United States census, or having a tax valuation of eighteen million dollars, according to the last approved tax rolls; also, to add Article 1460a, providing that county auditors may be appointed in counties having a less population than forty thousand inhabitants, or having a tax valuation of less than eighteen million dollars; also, to amend Article 1561, Chapter 2, Title 29, of the Revised Civil Statutes as amended by the Thirty-fourth Legislature, page 182, relating to the appointment of county auditors; also, to amend Article 1402, Chapter 2, Title 29, of the Revised Civil Statutes of 1911, defining the qualifications of county auditors."

H. B. No. 360, A bill to be entitled "An Act establishing a Bureau of Vital Statistics for the Board of Health; providing for an adequate system for the registration of births and deaths in the State of Texas; providing penalties for the violation of any of the provisions of this act, making appropriation for the efficient enforcement of the same, and declaring an emergency."

H. B. No. 831, A bill to be entitled "An Act setting aside the building now occupied and used as a General Land Office and located in Austin, Travis county, Texas, in order that the Daughters of the Republic and the Texas Division of the Daughters of the Confederacy might accumulate the mementos and relics, and preserve and perpetuate the history and traditions of the Southland of our commonwealth; providing how said building shall be used by the respective parties; making an appropriation for the repairing and remodeling of said building, and declaring an emergency."

H. B. No. 829, A bill to be entitled "An Act to amend Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 15, and 16 of the special road laws of Cass county, Texas, enacted by the Regular Session of the Thirty-third Legislature, 1913, which became effective March 5, 1913,

the being 'An Act to create a more efficient road law for Cass county, making the county commissioners ex-officio road supervisors, defining their duties and fixing their salaries, providing for the appointment of a civil engineer and naming the salary of said civil engineer.'"

H. B. No. 381, A bill to be entitled "An Act to amend Articles 6006, 6007 and 6010, Title 97, Revised Statutes of Texas, 1911, providing for a notarial seal, the disposition of same upon vacating office and what seal shall contain, administering oaths, taking acknowledgments and giving certificates therefor by notaries public."

H. B. No. 834, A bill to be entitled "An Act creating the Bertram Independent School District in Burnet county, Texas, including the present Bertram Independent School District, etc., and declaring an emergency."

And find the same correctly engrossed.

RUSSELL, Vice-Chairman.

Committee Room,

Austin, Texas, March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 222, A bill to be entitled "An Act to amend Article 4621, Chapter 32 of the General Laws of the Thirty-third Legislature of Texas, passed at the Regular Session thereof, being 'An Act to amend Articles 4621, 4622, 4624, Title 68, Chapter 3, of the Revised Statutes of Texas, 1911, concerning the marital rights of parties, defining separate and community property of the husband and wife, conferring upon the wife the power to make contracts, authorizing suits on such contracts, giving the wife control over her separate property, placing limitations upon such control, giving her control over the rents from her separate real estate, interest on bonds and notes and dividends on stock owned by her, and over her personal earnings, exempting the same from debts contracted by her husband, providing that the joinder of the husband shall be necessary to a conveyance or encumbrance of the wife's lands, bonds, stock, except that upon the order of the district court she may convey the same without joinder of the husband, repealing Article 4625, Title 68, Chapter 3, of the Revised Statutes of Texas, 1911, and all other laws and parts of laws in conflict herewith,

and declaring an emergency,' by providing that when the husband shall have permanently abandoned the wife, or shall be insane, she may, upon order of the district court, encumber, transfer or convey the separate real estate, bonds and stocks, without the joinder of her husband in such encumbrance, transfer or conveyance, and by providing that in such instances, upon order of the district court, she may transfer and convey her separate real estate, without the joinder of her husband in such transfer or conveyance, whether such separate real estate be occupied and claimed by her as a homestead or otherwise, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 212, A bill to be entitled "An Act to create and establish a 'Texas Industrial School and Workshop for the Adult Blind of the State'; providing for a board to locate such institution and to manage its affairs; providing an appropriation, and declaring an emergency."

H. B. No. 32, A bill to be entitled "An Act to amend Article 3903, Chapter 4, Title 58, of the Revised Civil Statutes of 1911 of the State of Texas, and as amended by Chapter 142 of the Acts of the Regular Session of the Thirty-third Legislature, relating to the appointment of certain officers named in Articles 3881 and 3886 of the Revised Civil Statutes, of deputies or assistants in the performance of the duties of such officers where such assistants or deputies are necessary for the efficiency of the public service; providing for an application to be made by such officers to the county judge of the county for authority to appoint same; prescribing the issuance by the county judge of an order authorizing the appointment of such deputies or assistants; providing that the officer desiring such deputies or assistants shall make affidavit that such assistants or deputies are necessary for the efficiency of the public service; providing for the salary of the chief deputy and the other deputies or assistants; providing that the order of the county judge granting such authority shall state the number of deputies or assistants; providing that the officer requesting said deputies or assistants shall fix their compensation; providing the maximum amount allowed for deputies in county having population of 37,500 to 100,000; providing the maximum amount allowed deputies in counties having a population in excess of 100,000; and providing that, in coun-

ties in excess of 100,000 inhabitants, district attorneys of any district or county attorney is authorized, with the consent of the county judge of said county, to appoint two assistants in addition to his regular force, which two assistants shall not be required to possess same qualifications required by law for district and county attorneys; providing amount paid said deputies, also providing for fifty dollars per month for necessary expenses," etc.

And find them correctly engrossed.

RUSSELL, Vice-Chairman.

Committee Room,

Austin, Texas, March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 832, A bill to be entitled "An Act to provide for the maintenance and keeping of private lots in cemeteries."

H. B. No. 388, A bill to be entitled "An Act to amend Section 1, Chapter 26, of the General Laws of the Thirty-third Legislature, 1913, State of Texas, more clearly defining some of the duties of the Attorney General, district and county attorneys of this State, and imposing other and additional duties upon such officers, and prohibiting the Attorney General from giving counsel and advice except to certain public officers named, and declaring an emergency."

H. B. No. 481, A bill to be entitled "An Act to amend Article 3944 of the Revised Statutes of Texas, 1911, for the issuance of citation and service thereof, relating to forcible entry and detainer; and, further, providing that in case the plaintiff shall file a bond in a sum in an amount to be fixed by the justice of the peace issuing such citation shall be placed in possession of the property unless the defendant shall within six days from the service of citation execute and deliver to the officer serving such citation, a bond in a sum at least double the amount of the bond executed by the plaintiff and to be approved by said officer; conditioned that the defendant will pay all rent that may be due or owing at the time of the execution of said bond and all rent that may be due or owing when said case is finally tried, and all costs of suit in case judgment is rendered against him."

H. B. No. 91, A bill to be entitled



"An Act providing that in all suits of mandamus or injunction against any person holding any public office in this State, and in his official capacity, after final trial and judgment in the trial court, and after notice of appeal to the Court of Appeals or Supreme Court has been given, should such person vacate such office, such suit shall not abate; providing that his successor may be a party to such suits, by motion, and providing for costs, and declaring an emergency."

H. B. No. 838, A bill to be entitled "An Act to create the Shepperd Independent School District in San Jacinto county, Texas, etc., and declaring an emergency."

H. B. No. 257, A bill to be entitled "An Act to provide for the placing of short term male State convicts upon public roads; to define short term male convicts and rules governing them while employed upon the public highways; to give counties authority to secure State convicts through petition of the commissioners courts to the Penitentiary Commission to recommend the placing of such convicts upon their honor as their merit will justify when such transfer is made from the State farms or the walls to public roads; making it mandatory for the commissioners court thus petitioning to provide railroad fare from penitentiary farm to point of destination; to provide for commutation of sentence for good behavior and service to such convicts as merit reward; giving the commissioners court authority to pay for transportation of convicts by warrants drawn upon the road and bridge funds of the county so petitioning; also authority to draw warrants upon road and bridge fund for maintenance of convicts for food, raiment and medical purposes."

H. B. No. 451, A bill to be entitled "An Act to provide for the purchase of a site for, and for the establishment, location and construction of an asylum in South Texas for the care, treatment and support of negro insane persons, and to make an appropriation therefor, and declaring an emergency."

And find the same correctly engrossed.

RUSSELL, Vice-Chairman.

Committee Room,

Austin, Texas, March 14, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

H. B. No. 691, A bill to be entitled "An Act to amend Articles 628 and 632 of Chapter 2, Title 18, of the Revised Civil Statutes of the State of Texas (1911 compilation), said chapter being Chapter 7 of the General Laws of the First Called Session of the Thirty-first Legislature, 1900, entitled 'An Act to authorize any county or political subdivision or other defined district of the county, upon a vote of two-thirds majority of the resident property taxpaying voters thereof who are qualified electors of such county or political subdivision or defined district of the county or political subdivision or defined district of the county to issue bonds or otherwise lend its credit in any amount not to exceed one-fourth of the assessed valuation of the real property of such county or political subdivision or defined district thereof, etc.' and to add to said chapter Articles 637a, 637b, 637c, 637d, 637e and 637f, providing that in any county wherein a road district or road districts have been formed or may hereafter be formed and have issued bonds for the purpose of constructing public roads, the commissioners court of the county shall, upon petition, submit to the qualified voters of the county the proposition as to whether or not bonds shall be issued for the purpose of purchasing or taking over the improved roads already constructed in said road district or districts, and of further constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes throughout such county, requiring the commissioners court to set apart from such county issue bonds in sufficient amount to retire all outstanding district bonds and prescribing the methods therefor either by exchange with the holder or holders of said district bonds or by depositing county bonds to the credit of such district or districts, providing for levy and collection of taxes for said county bonds and dispensing with taxes for said district bonds, authorizing the necessary adjustment of sinking funds, providing for the issuance and sale of county bonds in excess of the amount needed to retire the district bonds and for expenditure of funds thus realized, prohibiting the overlapping of road districts or subdivisions of a county, providing for the proper investment of the sinking funds of road bonds, declaring the interest arising from any



such investment shall become a part of the sinking fund and prohibiting the diversion of said interest and said sinking fund for any other purpose, making the same a criminal offense, and providing suitable punishment therefor, and declaring an emergency."

And find the same correctly engrossed.

RUSSELL, Chairman.

#### FORTY-EIGHTH DAY.

(Thursday, March 15, 1917.)

The House met at 9:30 o'clock a. m., pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called, and the following members were present:

Bagby.	Hartman.
Baker.	Hawkins.
Beard of Harris.	Hill.
Beard of Milam.	Holland.
Beasley.	Hudspeth.
Beason.	Jones.
Bedell.	Laas.
Bertram.	Lacey.
Blackburn.	Laney.
Blackmon.	Lange.
Blalock.	Lanier.
Bledsoe.	Lee.
Boner.	Lindemann.
Brown.	Low
Bryan.	of Washington.
Bryant.	McComb.
Burton of Rusk.	McDowra.
Burton of Tarrant.	McFarland.
Butler.	McMillin.
Cadenhead.	Martin.
Canales.	Meador.
Carlock.	Mendell.
Cates.	Metcalfe.
Clark.	Miller of Austin.
Cope.	Miller of Dallas.
Cox.	Monday.
Davis of Dallas.	Moore.
Davis of Grimes.	Morris.
Davis	Murrell.
of Van Zandt.	Neeley.
De Bogory.	Neill.
Denton.	Nichols.
Dodd.	Nordhaus.
Dudley.	O'Banion.
Dunnam.	O'Brien.
Estes.	Osborne.
Fairchild.	Parks.
Fisher.	Peddy.
Fitzpatrick.	Peyton.
Florer.	Pillow.
Fly.	Pope.
Greenwood.	Raiden.
Haidusek.	Reeves.
Hardey.	Richards.
Harris.]	Robertson.

Roemer.	Thomason
Rogers.	of Nacogdoches.
Russell.	Thompson
Sackett.	of Hunt.
Sallas.	Thompson
Sentell.	of Red River.
Schlesinger.	Tillotson.
Schlosshan.	Tilson.
Scholl.	Tinner.
Seawright.	Trayler.
Sholars.	Tschoepe.
Smith of Bastrop.	Valentine.
Smith of Hopkins.	Veatch.
Smith of Scurry.	Wahrmund.
Spencer of Nolan.	Walker.
Spencer of Wise.	White.
Spradley.	Williams
Stewart.	of Brazoria.
Swope.	Williams
Taylor.	of McLennan.
Templeton.	Williford.
Terrell.	Wilson.
Thomas.	Woods.
Thomason	Woodul.
of El Paso.	Yantis.

Absent.

Bland. Johnson.

Absent—Excused.

Bell.	McCoy.
Crudgington.	Poage.
Lowe	Strayhorn.
of McMullen.	Upchurch.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain, as follows:

O Thou great I Am, the Almighty, Thou who art the same, and Thy years change not, midst the trials and tribulations, the successes and failures, the joys and sorrows of this ever-changing life; we thank Thee that the One who governs, sustains and guides is the same yesterday, today and forever. Help us to commit our persons and our ways unto Him for His sake. Amen.

#### LEAVE OF ABSENCE GRANTED.

Mr. Poage was granted leave of absence for today, on account of important business, on motion of Mr. Neeley.

#### HOUSE JOINT RESOLUTION NO. 39 ON FIRST READING.

The following House joint resolution was laid before the House, read first time, and referred to the Committee on Constitutional Amendments:

By Mr. Blalock (by request):

H. J. R. No. 39, Proposing to amend Section 4, Article 11, of the Constitu-